

**TOWNSHIP COMMITTEE WORKSHOP MEETING – MARCH 12, 2012 – 6:00 P.M.**

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

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
Dr. Michael Brantley	_____
Eric J. Houghtaling	_____
Mary Beth Jahn	_____
Kevin B. McMillan	_____
J. Randy Bishop	_____

Also present: Philip D. Huhn, Business Administrator; Michael J. Bascom, Chief Financial Officer; Gene Anthony, Township Attorney; and Richard J. Cuttrell, Municipal Clerk.

Mayor Bishop 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 January 5, 2012, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

**ITEMS FOR DISCUSSION IN OPEN SESSION**

1. Discussion – Construction fees.
2. Discussion – 2012 municipal budget.
3. Discussion – Negotiation Team employee contracts
4. Discussion – Route 33 traffic pattern in area of JSUMC.
5. Review Committee calendars.
6. Outstanding parking lot items. (PW)

Res. # 12-119 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**TOWNSHIP COMMITTEE MEETING – MARCH 12, 2012 – 7:00 P.M.**

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

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>	<u>PRESS REPRESENTATIVES</u>
Dr. Michael Brantley	_____	Don Stine The Coaster
Eric J. Houghtaling	_____	
Mary Beth Jahn	_____	Charles Layton Blogfingier
Kevin B. McMillan	_____	
J. Randy Bishop	_____	

Also present at the dais: Gene Anthony, Township Attorney; Philip D. Huhn, Business Administrator; Michael J. Bascom, Chief Financial Officer; and Richard J. Cuttrell, Municipal Clerk

Silent Prayer and Flag Salute

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

Mayor Bishop 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 January 5, 2012, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at [www.neptunetownship.org](http://www.neptunetownship.org).

**APPROVAL OF MINUTES**

Motion offered by \_\_\_\_\_, seconded by \_\_\_\_\_, to approve the minutes of the meeting held on February 13th.

**PROCLAMATIONS**

The Mayor will proclaim the week of March 18<sup>th</sup> – 24<sup>th</sup> as National Poison Prevention Week.

**REPORT OF THE CLERK**

The Clerk states that the following reports and communications are on file in the Clerk's office:

Tax Collector's monthly statement for February .

Patricia Coffey and Mack & Christine Owens sent letters of thanks to the Senior Center staff.

Rosemary Gray sent letters of thanks to the following for donations to the Senior Center: The Red & Purple Social Club, Patricia Coffey, Yuriko Anderson, Christine & Mack Owens, Regina & Thomas Donohue, Elizabeth McElroy, Catholic Men for Jesus Christ, Wegmans, Michael Balzarano, Grace Christian Church, The Pastry Chef, Lynn Waddell, Frankie Winrow, Nilda Corvo, Barbara Neuman & Rita Munn, Frances Pettit, Lydia Diel, Rita Goldstein, DaMita Jo Warren, Leslie Cannon, Mary & Ronald Carr, Ingrid Farrell and The Basket Making Guild

**COMMENTS FROM THE DAIS**

The Mayor will now request comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

**PUBLIC COMMENTS ON RESOLUTIONS**

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

**ORDINANCES**

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

**ORDINANCE NO. 12-04** - An ordinance authorizing the Township of Neptune to exceed the 2.5% cola rate appropriation limits and establish a cap bank for purposes of introducing the 2012 municipal budget – Final Reading

Public Hearing:

*Explanatory Statement: This ordinance permits the introduction of the annual municipal budget with a maximum appropriations increase of 3.5%. This ordinance does not amend or change the 2% tax levy cap.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-06** - An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding a handicapped parking zone on Spray Avenue and deleting handicapped parking zones on Broadway and Heck Avenue – First Reading

*Explanatory Statement: This ordinance authorizes the installation of a handicapped parking stall in front of 8 Spray Avenue and authorizes the removal of handicapped parking stalls in front of 56 Broadway and 74 Heck Avenue.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-07** - Bond Ordinance providing for various improvements to various municipal buildings and facilities, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$350,000 therefor and authorizing the issuance of \$332,500 bonds or notes of the Township to finance part of the cost thereof. – First Reading

*Explanatory Statement: This ordinance authorizes an appropriation of \$350,000 for various improvements to various municipal buildings and facilities, including but not limited to, the Department of Public Works, such improvements shall include but are not limited to, as applicable, the construction of garage bays, construction of various sidewalks and various curbing, fencing, the acquisition and installation of alarm systems, various drainage improvements, various electrical improvements and other general site work.*

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

Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-08** - Bond Ordinance providing for various 2012 park and playground improvements, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$325,000 therefor (including a grant received or expected to be received in the amount of \$239,000) and authorizing the issuance of \$81,000 bonds or notes of the Township to finance part of the cost thereof. – First Reading

*Explanatory Statement: This ordinance authorizes an appropriation of \$325,000 for various improvements to various parks and playgrounds in the Township, including but not limited to, Midtown Commons Park, Liberty Park and Pittenger Park, such improvements shall include but are not limited to, as applicable, the acquisition and installation of various playground equipment, the acquisition and installation of safe playing surfaces, various fencing and other similar improvements.*

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

Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

The Public Hearings on Ordinances 12-06, 12-07 and 12-08 (and Ordinance 12-05 which was introduced on February 27, 2012) will be held on Monday, March 26, 2012.

### **CONSENT AGENDA**

Res. # 12-120 – Approve Unexcelled Fire Company application to solicit donations on a public roadway.

Res. # 12-121 – Accept the resignation of Luke Tirrell as a member of the Library Board of Trustees.

Res. # 12-122 – Authorize the submission of a FY11 Exercise Support Program Pass Through Grant.

Res. # 12-123 – Authorize appropriation for annual World Changers initiative.

Res. # 12-124 – Authorize employment of part-time temporary Plumbing Sub-Code Official.

Res. # 12-125 – Approve the transfer of Taxi Medallion License No. 048.

Res. # 12-126 – Authorize return of developer's escrow funds for closed out projects.

Res. # 12-127 – Authorize the cancellation of residual small balances in developer's escrow accounts.

Res. # 12-128 – Authorize the refund of Municipal Marina summer dockage deposit.

Res. # 12-129 – Authorize the execution of an Interlocal Service Agreement with the Borough of Neptune City for brush disposal.

Res. # 12-130 – Grant permission to the Borough of Avon-By-The-Sea to dispose of dredge material at the former Neptune landfill.

Res. # 12-131 – Authorize the refund of sewer rent.

Res. # 12-132 – Authorize the cancellation of sewer rent (206 Wakefield Road).

Res. # 12-133 – Authorize the execution of an Interlocal Service Agreement with the Borough of Neptune City to participate in the Township's Prisoner Processing and Holding System.

CONSENT AGENDA Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

Res. # 12-134 – Introduce 2012 Municipal Budget. (Public Hearing scheduled for April 9<sup>th</sup>)

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

Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

Res. # 12-135 – Employ Driver in the Department of Public Works on a probationary basis.

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

Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

Res. # 12-136 – Authorize the payment of bills.

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

Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS**

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

**ADJOURNMENT**

ORDINANCE NO. 12-06

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A HANDICAPPED PARKING ZONE ON SPRAY AVENUE AND DELETING HANDICAPPED PARKING ZONES ON BROADWAY AND HECK 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 7-21.2 - Handicapped Parking Spaces on Public Roads - Locations Designated, is hereby amended by adding the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Spray Avenue	1	South side of Spray Avenue beginning 115 feet east of the southeast intersection of Spray Avenue and Beach Avenue.

SECTION 2

Volume I, Chapter VII, Section 7-21.2 - Handicapped Parking Spaces on Public Roads - Locations Designated, is hereby amended by *deleting* the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Broadway	1	South side of Broadway beginning 115 feet east of the southeast intersection of Broadway and Pilgrim Pathway.
Heck Avenue	1	South side of Heck Avenue beginning 74 feet east of the southeast intersection of Heck Avenue and New York Avenue.

SECTION 3. This ordinance shall take effect upon publication in accordance with law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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

\_\_\_\_\_  
J. Randy Bishop,  
Mayor

ORDINANCE NO. 12-07

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO VARIOUS MUNICIPAL BUILDINGS AND FACILITIES, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$350,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$332,500 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 improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$350,000, said sum being inclusive of the down payment for said improvements or purposes required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law") in the amount of \$17,500. The \$17,500 down payment is now available therefor from the general capital improvement fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$350,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$332,500 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$332,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are various improvements to various municipal buildings and facilities, including but not limited to, the Department of Public Works, such improvements shall include but are not limited to, as applicable, the construction of garage bays, construction of various sidewalks and various curbing, fencing, the acquisition and installation of alarm systems, various drainage improvements, various electrical improvements and other general site work, and also including all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$332,500.

(c) The estimated cost of said improvements or purposes is \$350,000, 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 \$17,500 available for such improvements or purposes.

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Monmouth make a contribution or grant in aid to the Township, 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 improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.



(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) 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 \$332,500 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 \$40,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

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

**SECTION 9.** The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Township other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$332,500. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

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

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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

\_\_\_\_\_  
J. Randy Bishop,  
Mayor

ORDINANCE NO. 12-08

BOND ORDINANCE PROVIDING FOR VARIOUS 2012 PARK AND PLAYGROUND IMPROVEMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$325,000 THEREFOR (INCLUDING A GRANT RECEIVED OR EXPECTED TO BE RECEIVED IN THE AMOUNT OF \$239,000) AND AUTHORIZING THE ISSUANCE OF \$81,000 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 improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$325,000, said sum being inclusive of a \$239,000 grant received or expected to be received from the County of Monmouth Open Space Program (the "Grant"), and the down payment for said improvements or purposes required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law") in the amount of \$5,000. The \$5,000 down payment is now available therefor from the general capital improvement fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$325,000 appropriation not provided for by application hereunder of the Grant or said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$81,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$81,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are various improvements to various parks and playgrounds in the Township, including but not limited to, Midtown Commons Park, Liberty Park and Pittenger Park, such improvements shall include but are not limited to, as applicable, the acquisition and installation of various playground equipment, the acquisition and installation of safe playing surfaces, various fencing and other similar improvements, and also including all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$81,000.

(c) The estimated cost of said improvements or purposes is \$325,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Grant in the amount of \$239,000 and the down payment in the amount of \$5,000 available for such improvements or purposes.

**SECTION 4.** Except for the Grant, 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. Except for the Grant, 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 improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$81,000 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 \$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 improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Township other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$81,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

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

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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Richard J. Cuttrell,  
Municipal Clerk

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J. Randy Bishop,  
Mayor

RESOLUTION #12-119 – 3/12/12

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

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist,

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

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.

2. The general nature of the subject matter to be discussed is as follows:

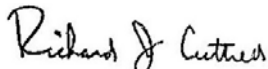
Personnel – Appointment to Housing Authority  
Contract negotiations – Sewer Service Agreement – 112 Cardinal Road  
Contract negotiations – Shuttle Bus services  
Personnel – Appointment of CDBG Citizen Participation Group

3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.

4. This Resolution shall take effect immediately.

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-120 - 3/12/12

APPROVE UNEXCELLED FIRE COMPANY TO SOLICIT DONATIONS  
ON A PUBLIC ROADWAY

WHEREAS, Ordinance No. 11-22 establishes procedures for qualified charitable organizations to solicit donations on public roadways; and,

WHEREAS, Unexcelled Fire Company has completed the required application and received approval from the NJDOT to solicit donations on a state highway; and,

WHEREAS, the Chief of Police has approved said request,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Unexcelled Fire Company be and is hereby authorized to solicit donations on State Highway 33 in front of Unexcelled Fire House at 1120 Corlies Avenue on the following dates and times:

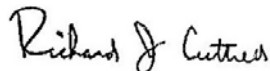
May 25, June 29, July 27 and August 31 – 4:00 p.m. to 8:00 p.m.

May 26, June 30, July 28 and September 1 – 8:00 a.m. to 6:00 p.m.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Business Administrator, Chief of Police and Unexcelled Fire Company.

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk



RESOLUTION #12-121 - 3/12/12

ACCEPT THE RESIGNATION OF LUKE TIRRELL AS A  
MEMBER OF THE LIBRARY BOARD OF TRUSTEES

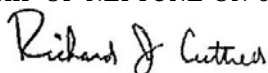
WHEREAS, the Township Committee has received a letter from Luke Tirrell resigning as a member of the Library Board of Trustees effective February 17, 2012,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Luke Tirrell as a member of the Library Board of Trustees is hereby accepted effective February 17, 2012; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Secretary of the Library Board of Trustees.

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-122 - 3/12/12

AUTHORIZE THE SUBMISSION OF A FY11 EXERCISE  
SUPPORT PROGRAM PASS THROUGH GRANT

WHEREAS, the New Jersey Department of Law & Public Safety is providing FY2011 Exercise Support Program Pass Through Grants to improve emergency preparedness programs that have conducted local exercises and have identified areas in need of modifications and enhancement; and,

WHEREAS, the Office of Emergency Management Coordinator has recommended that an application be submitted to obtain a grant under this program for hazardous materials response equipment; and,

WHEREAS, said application requires matching funds in an amount equal to the amount of grant funding sought; and,

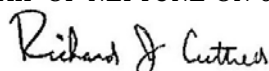
WHEREAS, funds will be provided for the first three months of 2012 in the 2012 Temporary Budget and funds for the balance of 2012 will be provided in the Budget for the year 2012, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the submission of an application to the New Jersey Department of Law and Public Safety for an Emergency Management Preparedness Grant/FY2011 Exercise Support Program Pass Through Grant in the amount of \$15,000.00 with a municipal match in the amount of \$15,000.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Office of Emergency Management Coordinator, Business Administrator and Chief Financial Officer.

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk



RESOLUTION #12-123 - 3/12/12

AUTHORIZE APPROPRIATION FOR ANNUAL WORLD CHANGERS INITIATIVE

WHEREAS, World Changers will again be visiting the Township to undertake an urban development program by making minor repairs to various residential homes and assisting our residents in cleaning their properties; and,

WHEREAS, there is the need to purchase building supplies and materials to utilize in this program; and,

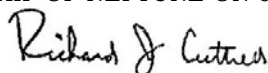
WHEREAS, funds are available for this purpose in the U.D.A.G. Trust Fund and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes up to \$25,000.00 from the U.D.A.G. Trust Fund for the purchase of building materials and supplies in connection with the 2012 World Changers urban development initiative to repair various residential homes in the Township; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Business Administrator, Chief Financial Officer, Assistant Chief Financial Officer and Administrative Assistant to the 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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-124 - 3/12/12

AUTHORIZE EMPLOYMENT OF PART-TIME  
TEMPORARY PLUMBING SUB-CODE OFFICIAL

WHEREAS, due to an extended absence of the Plumbing Sub-Code official, there is a need in the Construction Department for a part-time temporary Plumbing Sub-Code official to perform inspections as needed; and,

WHEREAS, the Construction Official recommends the temporary employment of an individual to serve in this capacity; and,

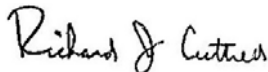
WHEREAS, funds will be provided for the first three months of 2012 in the 2012 Temporary Budget in the appropriation entitled \_\_\_\_\_, known as Account No. \_\_\_\_\_ and funds for the balance of 2012 will be provided in the Budget for the year 2012, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the part-time temporary employment of John Germann as part-time temporary Plumbing Sub-Code Official from February 15, 2012 to April 30, 2012 at an hourly rate of \$30.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Construction Official, Chief Financial Officer, Assistant C.F.O., Business Administrator, and Mandy To.

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-125 - 3/12/12

APPROVE THE TRANSFER OF TAXI MEDALLION LICENSE NO. 048

WHEREAS, S&G Florida Management, LLC is the owner of Neptune Township Taxi Medallion No. 048; and,

WHEREAS, she has notified the Taxi License Coordinator of the intent to sell and transfer ownership of said medallion to Mohamed Elgamal; and,

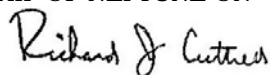
WHEREAS, the Taxi License Coordinator has certified that all requirements of transfer have been satisfied,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that approval is hereby granted for the transfer of Taxi Medallion License No. 048 to Mohamed Elgamal; and,

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

**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



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-126 - 3/12/12

AUTHORIZE RETURN OF DEVELOPERS ESCROW FUNDS FOR CLOSED OUT PROJECTS

WHEREAS, in accordance with New Jersey State Land Use Law, the Township maintains escrow accounts for cash guarantee and inspection fees posted by developers for Board approved site plans and subdivisions; and,

WHEREAS, a review of said accounts reveals numerous balances in accounts for projects that have been closed out and completed for which the Developers have not requested the return of the funds; and,

WHEREAS, the Township Engineer recommends that said funds be returned to the respective Developers,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the refund of developers escrow accounts for closed out projects as indicated on the attached list, including both cash guarantee and inspection escrow accounts, is hereby authorized to be refunded to the appropriate Developer; and,

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

**MUNICIPAL ESCROW CASH GUARANTEE ACCOUNT**

<b>ACCOUNT #</b>	<b>VENDOR</b>	
7200005680	Rt 66 Auto Gallery	\$4,835.51
7200005687	Tyree Organization	\$841.18
7200005690	Coast Cities	\$7,009.99
7200005691	Robert Strano	\$554.25
7200005693	Fasano Contracting	\$2,730.91
7200005695	Neptune Investors	\$14,897.48
7200005699	JSMC	\$4,569.20
7200005708	Electro Impulse	\$136.85
7200005709	John Pittenger	\$280.61
7200005711	Diversified Productions	\$108.00
7200005712	Fords National Auto Mart	\$4,875.97
7200005715	Allied Fire	\$356.10
7200005720	Cellular One	\$1,284.60
7200005721	Modern Health Affiliates	\$3,579.83
7200005726	Diversified Productions	\$4,454.25
7200005730	Prospect Hill	\$23,477.74
7200005733	Cotina Associates	\$1,236.19

7200005736	Conti Enterprise	\$1,762.38
7200005748	RIR II	\$725.33
7200005757	WellsBrook	\$112.50
7200005759	Jumping Brook Country Club 1A	\$4,629.10
7200005760	Jumping Brook Country Club 1B	\$59,735.39
7200005773	Vintage Community at Knox Hill	\$7,963.47
7200005868	Kenderian-Zilinski Assoc	\$2,000.00
7200005902	Woodlands	\$153.42
7200005915	Jumping Brook Country Club LLC	\$2,079.00
	<b>TOTAL</b>	<b>\$154,389.25</b>

## MUNICIPAL ESCROW INSPECTION FEE ACCOUNT

ACCOUNT #	VENDOR	BALANCE
7200005776	Rt 66 Galleria	\$1,618.15
7200005779	Tyree	\$224.65
7200005781	Tamarack Self Storage	\$260.41
7200005782	Coast Cities	\$1,420.39
7200005783	Fasano Contracting	\$1,165.15
7200005784	Homestead Dining	\$571.19
7200005788	One Ocean Avenue Assoc	\$4,209.13
7200005790	JSMC - Generation	\$338.56
7200005791	Jersey Shore Ambulatory	\$152.45
7200005793	JSMC - Emergency Room	\$130.00
7200005798	Playdromes Bradley Bowl	\$210.61
7200005801	Jody Distasio	\$1,029.57
7200005806	Summit Townhouse	\$3,057.83
7200005807	Pineiro Construction	\$503.70
7200005808	Atlantic Coast Communications	\$378.77
7200005813	Professional Touch Car Wash	\$912.39
7200005815	EGDC Neptune	\$623.08
7200005817	Jersey Shore Medical Arts Bldg	\$251.85
7200005818	Dykeman Associates	\$132.73
7200005821	Neptune Venture	\$451.55
7200005823	Remsen Mills	\$157.66
7200005832	Top of the Summit	\$261.86
7200005833	TMK Builders	\$580.50
7200005835	Wellsbrook LLC	\$203.37
7200005839	HK NJ Management	\$126.13
7200005846	Palesha Real Estate Partner	\$115.19
7200005849	Home Depot	\$2,974.09
7200005854	Macedonia Baptist Church	\$500.00

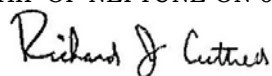


7200005855	King Manor Lodge	\$700.00
7200005856	Chateu Park	\$257.00
7200005859	OG Sewer District	\$103.00
7200005860	Living Word	\$351.00
7200005878	Quick Check Food Stores	\$277.55
7200005901	Edgewood Properties	\$703.75
7200005916	Jumping Brook Country Club	\$692.00
7200005930	Gene Armstrong	\$916.25
7760000610	W Lake Senior Apartments	\$1,333.43
7760000601	Monmouth Consulting	\$315.00
7760000605	Asbury Circle	\$297.33

**TOTAL** **\$28,507.27**

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-127 - 3/12/12

AUTHORIZE THE CANCELLATION OF RESIDUAL SMALL BALANCES  
IN DEVELOPERS ESCROW ACCOUNTS

WHEREAS, in accordance with New Jersey State Land Use Law, the Township maintains escrow accounts for cash guarantee and inspection fees posted by developers for Board approved site plans and subdivisions; and,

WHEREAS, a review of said accounts reveals numerous accounts in which the funds were refunded to the Developer but received a residual interest payment (less than \$100.00) after the account was closed years ago; and,

WHEREAS, the Township Engineer recommends that said accounts be closed out with the small balances being cancelled to General Fund Balance,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the cancellation of small balances in aged developers escrow accounts, as indicated on the attached list, to General Fund Balance; and,

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

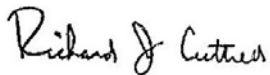
**MUNICIPAL ESCROW CASH GUARANTEE ACCOUNT**

<b>ACCOUNT #</b>	<b>VENDOR</b>	<b>BALANCE</b>
7200005692	Robert Strano	\$0.22
7200005694	HRA Real Estate	\$12.57
7200005696	Lowy's Express	\$0.08
7200005700	Meridian Health Systems	\$27.84
7200005701	Meridian Health Systems	\$33.45
7200005703	JSMC Child	\$6.49
7200005707	Holy Innocents Church	\$19.78
7200005716	Ely Funeral Home	\$10.74
7200005717	SLM II	\$51.30
7200005718	Pineiro Contructions	\$13.45
7200005719	Seaview Island Assoc	\$19.16
7200005722	Neptune Boulevard Properties	\$0.05
7200005723	Cariste Builders	\$6.60
7200005725	RBA Development	\$0.69
7200005727	Saddle Brook Development	\$3.61
7200005728	GW of NJ	\$0.12
7200005729	Creative Unit Officer	\$0.42

7200005732	Knox Hill	\$77.04
7200005734	Shark River Yacht Club	\$11.71
7200005735	Green Grove	\$42.36
7200005737	EGDC	\$13.84
7200005746	Remsen Mills	\$7.07
7200005753	Maggio Professional Plaza	\$11.76
7200005756	Fifth Avenue	\$14.40
7200005764	Frederick Dempsey Post 266	\$14.69
7200005766	Aldi Inc	\$36.94
7200005767	Tri Dim Filter	\$33.83
7200005769	Total Renal Care	\$32.71
7200005770	Dykeman III	\$0.00
7200005911	Corlies Avenue Land	\$43.84
7200005927	W Lake Sr Apartments Urban	\$36.45
7760000512	CJS Investments	\$2.10
	<b>TOTAL</b>	<b>\$585.31</b>

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-128 - 3/12/12

AUTHORIZE THE REFUND OF MUNICIPAL MARINA SUMMER DOCKAGE DEPOSIT

WHEREAS, on January 17, 2012, Victor Maselli submitted a deposit for summer dockage at the Municipal Marina in the amount of \$744.00; and,

WHEREAS, he has since advised the Marina Bookkeeper that unforeseen circumstances has caused him to be without a boat and he has requested a refund of the summer dockage deposit; and,

WHEREAS, the Harbor Commission recommends the granting of a refund,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the refund of a Municipal Marina summer dockage deposit in the amount of \$744.00 to Victor Maselli; and,

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

RESOLUTION #12-129 – 3/12/12

AUTHORIZE THE EXECUTION OF AN INTERLOCAL SERVICE AGREEMENT  
WITH THE BOROUGH OF NEPTUNE CITY FOR BRUSH DISPOSAL

WHEREAS, the Township of Neptune and Borough of Neptune City find it necessary to arrange for disposal of brush collected by the Borough at the Neptune Township Public Works Yard for ultimate disposal and recycling by the Township through a contracted third party; and,

WHEREAS, the Township of Neptune and the Borough of Neptune City desire to enter into an Interlocal Service Agreement pursuant to N.J.S.A. 40:8A-1 et seq. to serve the best interests of residents in both municipalities by enjoying the benefits of economies of scale through this arrangement; and,

WHEREAS, the Borough will agree to transport brush collected from Borough residents to the Township Public Works Yard and pay the Township at a rate of \$10.25 per cubic yard; and,

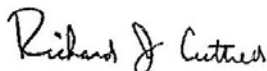
WHEREAS, this Interlocal Service Agreement shall be effective on the date of the signing of said Agreement through December 31, 2013,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Interlocal Services Agreement with the Borough of Neptune City, a copy of which is on file in the Office of the Municipal Clerk, providing for the disposal of the Borough's brush at the Township Public Works Yard at a rate of \$10.25 per cubic yard; and,

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

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-130 – 3/12/12

GRANT PERMISSION TO THE BOROUGH OF AVON-BY-THE-SEA TO DISPOSE OF  
DREDGE MATERIAL AT THE FORMER NEPTUNE LANDFILL

WHEREAS, the Borough of Avon-By-The-Sea has acquired property on Shark River with the intention of converting the property into a park and marina; and,

WHEREAS, it is necessary to dredge approximately 1,000 square yards of sediment from the area of the Shark River adjacent to said property; and,

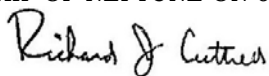
WHEREAS, the Township desires to grant permission to the Borough to dispose of the dredge material at the former Neptune landfill adjacent to West Bangs Avenue and charge the Borough \$5.00 per cubic yard,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby grants permission to the Borough of Avon-By-The-Sea to dispose of approximately 1,000 square yards of dredge material as described herein at the former Neptune Township landfill located adjacent to West Bangs Avenue at a charge to the Borough of \$5.00 per cubic yard; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Business Administrator, Township Engineer, Public Works Director and the Borough of Avon-By-The-Sea.

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-131 – 3/12/12

AUTHORIZE THE REFUND OF SEWER RENT

WHEREAS, the properties listed below reflect overpayments; and,

WHEREAS, they have furnished the necessary documentation and have requested a refund,

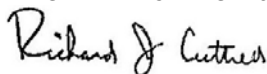
THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the Tax Collector be and hereby is authorized to refund the Sewer Rent as stated herein:

<b>BLOCK/LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>AMOUNT</b>
267.02/372	MERIDIAN	2110 HARDING AVE	2010	410.00
267.02/372	MERIDIAN	2110 HARDING AVE	2011	202.42
3003/11	MERIDIAN	206 WAKEFIELD RD	2011	430.00

BE IT FURTHER RESOLVED, That a copy of this resolution be forwarded to the Tax Collector, Assistant C.F.O. and Auditor.

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-132 - 3/12/12

AUTHORIZE THE CANCELLATION OF SEWER RENT

WHEREAS, the Tax Collector has requested the cancellation of sewer rent to the property listed below,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Tax Collector be and hereby is authorized to cancel Sewer Rent as stated herein; and,

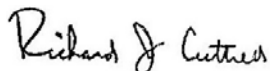
<b>BLOCK/LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>
<b>AMOUNT</b> 430.00	3003/11	Meridian Health Realty	2011
		206 Wakefield Rd	

**REASON:** Building demolished in 2010

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

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk



RESOLUTION #12-133 – 3/12/12

AUTHORIZE THE EXECUTION OF AN INTERLOCAL SERVICE AGREEMENT  
WITH THE BOROUGH OF NEPTUNE CITY TO PARTICIPATE IN THE  
TOWNSHIP'S PRISONER PROCESSING AND HOLDING SYSTEM

WHEREAS, the Township of Neptune has established a Prisoner Processing and Holding System in its Police Department; and,

WHEREAS, the Township of Neptune and the Borough of Neptune City desire to enter into an Interlocal Service Agreement pursuant to N.J.S.A. 40:8A-1 et seq. to allow the Borough to utilize the Township Prisoner Processing and Holding System to process prisoners from the Borough in accordance with standards set by the New Jersey State Attorney General; and,

WHEREAS, the Borough will agree to pay the Township a monthly fee of \$1,750.00 for the first three (3) years of the Agreement and a monthly fee of \$1,800.00 for the fourth and fifth years of the Agreement; and,

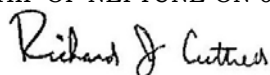
WHEREAS, this Interlocal Service Agreement shall be automatically renewed on an annual basis on the anniversary date of the signing of said Agreement for a term of five (5) years,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Interlocal Services Agreement with the Borough of Neptune City, a copy of which is on file in the Office of the Municipal Clerk, which authorizes the Borough to utilize the Township's Prisoner Processing and Holding System for Borough prisoners; and,

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

**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-134 - 3/12/12

INTRODUCE 2012 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2012; and,

BE IT FURTHER RESOLVED, that said Budget be published in The Coaster in the issue of March 22, 2012,

General Appropriations

Appropriations within "CAPS"	29,887,971.00
Appropriations excluded from "CAPS"	5,823,209.75
Reserve for Uncollected Taxes	2,850,000.00
Total General Appropriations	38,561,180.75

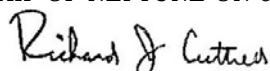
General Revenues

Anticipated Revenues Other Than Current Property Tax	13,833,385.76
Local Tax for Municipal Purposes	23,509,081.86
Minimum Library Tax	1,218,713.13
Total General Revenues	38,561,180.75

Notice is hereby given that the Budget and Tax Resolution was approved by the Township Committee of the Township of Neptune, County of Monmouth, on March 12, 2012. A hearing on the Budget and Tax Resolution will be held at the Neptune Township Municipal Complex, Township Meeting Room, 2<sup>nd</sup> Floor, 25 Neptune Blvd., Neptune NJ on April 9, 2012 at 7:00 P.M. at which time and place objections to said Budget and Tax Resolution for the year 2012 may be presented by taxpayers or other interested persons.

**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 03/12/12



Richard J. Cuttrell, R.M.C., Municipal Clerk

RESOLUTION #12-135 - 3/12/12

EMPLOY DRIVER IN THE DEPARTMENT OF  
PUBLIC WORKS ON A PROBATIONARY BASIS

WHEREAS, due to the resignation of Daryl Albert, there is a vacancy in the position of Driver in the Public Works Department; and,

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

WHEREAS, the Public Works Director has made his recommendation; and,

WHEREAS, funds for this purpose will be provided for the first three months of 2012 in the 2012 Temporary Budget and funds for the balance of 2012 will be provided in the Budget for the year 2012, when finally adopted, and the Chief Financial Officer has so certified in writing,

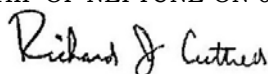
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Joseph Palmisano be and is hereby employed as a Driver in the Department of Public Works, on a probationary basis for a period of not less than 90 days and not exceeding one year, pending favorable results of the required physical, effective March 19, 2012, at an annual salary of \$26,000.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Public Works Director, Business Administrator, Chief Financial Officer, Assistant C.F.O., AFSCME Local #1844, and Mandy To.

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**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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-136 – 3/12/12

AUTHORIZE THE PAYMENT OF BILLS

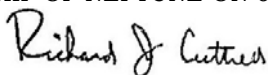
BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

CURRENT FUND	886,490.20
FEDERAL & STATE GRANT FUND	10,285.06
TRUST OTHER	37,593.41
GENERAL CAPITAL FUND	138,023.75
SEWER OPERATING FUND	13,365.34
SEWER CAPITAL FUND	214,822.90
MARINA OPERATING FUND	5,207.50
DOG TRUST	55.20
BILL LIST TOTAL	\$1,305,843.36

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 03/12/12



Richard J. Cuttrel, R.M.C., Municipal Clerk