

TOWNSHIP COMMITTEE MEETING – NOVEMBER 26, 2012

Mayor Bishop called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: Dr. Michael Brantley, Eric J. Houghtaling, Mary Beth Jahn, Kevin B. McMillan and Mayor J. Randy Bishop.

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

Mayor Bishop announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on January 5, 2012, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

The following items were discussed in open session:

Ms. Jahn reported a missing street light pole at the intersection of Broadway and Pennsylvania due to the drainage project. The matter will be passed on to the Township Engineer. Mr. Bascom added that all new lights and poles will be installed on Broadway at the conclusion of the drainage project.

Dr. Brantley stated that Midtown Commons Park continues to be damaged by skateboarders. The Mayor added that this is a continuing problem and asked Mr. Gadaleta and Mr. Bascom to arrange a meeting to further discuss. Ms. Jahn stated that the Tony Hawk Foundation gives grants to create skate parks; however, the potential location of such a park in Neptune continues to be a question.

Mr. McMillan asked for follow-up on the installation of a street light in the area of 1 Surrey Lane.

The Mayor stated that the concrete street sign at the base of either Abbott and Ocean Avenue or Webb and Ocean Avenue was washed up the street. It is in one piece and needs to be reset. The matter will be passed on to Public Works.

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

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

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

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

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

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:

Personnel – OGSA appointment
Personnel – Police promotions
Contract negotiation – Temporary use and occupancy agreement for Township property on Seaview Island.
3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.
4. This Resolution shall take effect immediately.

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

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

The Mayor stated that Barbara Burns has been recommended for appointment to the vacant position on the Ocean Grove Sewer Authority. A resolution was considered during the regular portion of the meeting.

Mr. Anthony reported that he is reviewing an abandoned boat ordinance for consideration in January.

The Mayor distributed a copy of Mr. Gadaleta's contract to the Committee members for final review. The Committee indicated that the agreement was consistent with what was agreed upon when hiring Mr. Gadaleta.

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

Mayor Bishop called the meeting to order and requested the Clerk to call the roll. The following members were present: Dr. Michael Brantley, Eric J. Houghtaling, Mary Beth Jahn, Kevin B. McMillan, and Mayor J. Randy Bishop,

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

After a moment of Silent Prayer and the Flag Salute, the Mayor asked the Clerk to indicate the fire exits.

The Clerk stated, "Fire exits are located in the direction I am indicating, in case of fire you will be notified by bell and or public address system. If you are alerted of fire, please move in a calm, orderly manner to the nearest smoke-free exit or the next nearest exit as directed over the public address system.

Mayor Bishop announced that the notice requirements of R.S. 10:4-18 for an "Annual Notice" have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster 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 available online at www.neptunetownship.org for public viewing before each Township Committee meeting.

APPROVAL OF MINUTES

Mr. Houghtaling offered a motion, seconded by Mr. McMillan, to approve the minutes of the meetings held on September 10th, October 4th and November 8th. All were in favor, with the exception of Mr. McMillan who abstained on the November 8th meeting.

PROCLAMATION

The Mayor proclaimed the month of December as Drunk and Drugged Driving Prevention Month in the Township of Neptune.

PROMOTE/ASSIGN OFFICERS IN THE POLICE DEPARTMENT

Police Chief Adams recommended the promotion of seven police officers to the rank of Sergeant and five Sergeants to the rank of Lieutenant. He also made recommendations on assigning officers to the Detective Bureau.

The Mayor asked for comments on two resolutions to promote and assign officers in the police department. There were no comments.

PROMOTE OFFICERS IN THE POLICE DEPARTMENT

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

WHEREAS, at the request of the Chief of Police, the Business Administrator posted for Sergeants and Lieutenants in the Police Department; and,

WHEREAS, the resumes which were submitted were reviewed by the Chief of Police; and,

WHEREAS, the Chief of Police has submitted his recommendations to promote five officers

to the rank of Lieutenant and seven officers to the rank of Sergeant; and,

WHEREAS, funds for this purpose will be provided in the 2012 budget in the appropriation entitled Police S&W and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following Police Officers in the Township of Neptune be and are hereby promoted to the rank as herein stated, effective December 1, 2012, as recommended by the Chief of Police:

To Lieutenant of Police

Sergeant Michael Emmons
Sergeant Anthony Gualario
Sergeant William Kirchner
Sergeant Michael McGhee
Sergeant Eugene Stewart

To Sergeant of Police

Officer Michael Allen
Officer Jose Arce
Detective Robert Baldwin
Officer Leslie Borges
Officer Stephen Colombo
Officer Frederick Faulhaber
Officer Michael Zarro

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

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

ASSIGN POLICE OFFICERS TO THE DETECTIVE BUREAU

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

WHEREAS, there are three vacancies in the Police Department Detective Bureau; and,

WHEREAS, the Chief of Police has made his recommendation to assign three Police Officers to the Detective Bureau; and,

WHEREAS, funds for this purpose will be provided in the 2012 municipal budget in the appropriation entitled Police S&W and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following police officers be and are hereby assigned to the Police Department Detective Bureau effective December 1, 2012, at an additional annual stipend of \$2,250.00 in accordance with the P.B.A. Local #74 contract:

Lt. Michael McGhee
Sgt. Jose Arce
Officer Christine Savage

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

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

The Mayor administered the Oath of Office to all promoted and reassigned police officers.

COMMENTS FROM THE DAIS

Mary Beth Jahn stated she hoped that everyone had a nice Thanksgiving. She also stated she had

the opportunity to teach a social studies class of Ms. Vetrano. She gave a hand to teachers and she now has a great respect for teachers. She went on to state that anyone that was still having problems due to hurricane Sandy they should contact the Township and they would be more than happy to help them.

Kevin McMillan stated he attended the viewing of Ms. McNamara who was the former Mayor of Tinton Falls. He stated he was the keynote speaker for the Veteran's Day Post 266 Luncheon. He stated it was a great event and he learned a lot about their issues. He went on to state that he attended the Thanksgiving game in which it was Neptune vs Asbury Park and we were victorious. He stated it made for a better Thanksgiving dinner because Neptune beat Asbury Park. He also stated that he attended the Neptune's Education Foundation at Jumping Brook Country Club. He stated he continues to get compliments on how the storm was handled. He thanked everyone who helped during this time of need no matter what capacity they worked in.

Eric Houghtaling stated he had the opportunity to go to a couple of homeowner's meetings to get a feel as to what is going on in the town and how the residents are feeling. He stated he felt that the residents are pretty satisfied with what has been done and he wanted them to know that they will always be doing their best for the residents of Neptune Township. He stated they were back to where they needed to be and as far as Public Works they were heading in the right direction and thanked Mayor Bishop for guiding us through this and the many other departments that have helped. He attended the Unexcelled Fire Fundraiser and they raised a lot of money. He stated he also attended Neptune's Education Foundation which was a great event as well.

Dr. Michael Brantley stated he attended the party at the senior housing on West Lake Avenue. He stated it was a nice affair. He attended the Hall of Fame Luncheon and he knew some of the inductees such as Mr. Cooper. He stated he followed his career as a writer through his parents and he's since moved back to Neptune. He also stated several months ago he made a comment regarding the lack of diversity and since then he's met with Mr. Huhn, Mr. Bascom, Mr. Anthony and Chief Adams. He stated he was more for transparency and he was happy to say that all the police officers that were promoted were qualified and would do a good job for Neptune Township. He wanted to show that the Committee members were not rubber stampers.

Mayor Bishop stated he attended the Asbury Park Neptune game with Mr. McMillan and Mr. Houghtaling. He stated the Township also participated in Trunk of Treat since the children were unable to have trick or treating due to the storm. He thanked Dianna Harris and Gail Oliver of MURC and all of the Homeowner groups for their involvement. He stated that Walmart donated 5 pallets of unsold candy and each organization organized their own trunk of treat in a school or at a park and the children came out in their costumes. He felt it really helped the kids and it was a lot of fun. He went on to state that he attended the Senior Center Thanksgiving luncheon, Unexcelled Fire Steak Bake. He also had the opportunity to speak at the Homeowner's Associations about our storm response and where we are going. He reiterated that everyone literally came together to respond to this storm and it was truly impressive and they are 50 percent through their debris removal and every one did it with care. It wasn't just about the money.

PUBLIC COMMENTS ON RESOLUTIONS

The Mayor requested public comments regarding resolutions presented on this agenda.

Dorothy Argyros stated she was prepared to petition the government for regress of grievances and all she's heard was sweet things being mentioned and there were no residents to present this evening to hear them. She commented on Resolution #12-425. She stated she knew the Township purchased the marina from a former Mayor's relative for five million dollars. She questioned what year was the marina purchased because she did not recall it. She stated every time she comes here which is practically every meeting they are spending big bucks on the marina. She stated she was told by a friend that there were all kinds of promises of money that would be made off of the marina. She went on to state that at the last meeting she questioned whether the marina was making any money and was told that it was breaking even and now we get a storm and is spending more money. She questioned why they would not admit that this was an expensive boon doggle and just give it up and not put any more money into it. She also commented on Resolution #12-412 and stated that there should be more of an explanation.

Hank Coakley questioned the amount of the extra money for Resolution #122-425.

Mr. Bascom stated it was a special emergency appropriation for the marina in the amount of one million dollars and the one million dollars covers buildings that were demolished, the docks, lighting, plumbing and all recovery from the storm. He stated they had flood insurance and

whatever claims weren't covered then FEMA would cover the majority of what was left. He stated in the end the exposure to the Township was very small and he estimated it to be around of \$100,000.00 to be borne by the marina utility which continues to break even and has not lost money once and is supported by the audit and what ever the balance that is left would be split over five successive budgets evenly. The method that would be used is rarely used but it allows you to split the costs over a period of time.

ORDINANCE NO. 12-29 - ADOPTED

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

ORDINANCE NO. 12-29

AN ORDINANCE TO AMEND ORDINANCE NO. 11-48 ENTITLED "AN ORDINANCE CREATING AND SETTING THE SALARY RANGE FOR NEW JOB TITLES AND AMENDING THE SALARY RANGES FOR ALL OTHER EXISTING JOB TITLES OF THE TOWNSHIP OF NEPTUNE." BY CREATING THE POSITION OF HARBOR MASTER AND INCORPORATING SAID TITLE INTO CHAPTER XVIII OF THE TOWNSHIP CODE

The Mayor requested public comments on this ordinance and they were as follows:

Hank Coakley, Valley Road, stated that the Committee never informed the Harbor Commission members that this position was being considered and both he and the Commission members feel that it is an insult that they were not informed.

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

The ordinance was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

ORDINANCE NO. 12-30 - ADOPTED

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

ORDINANCE NO. 12-30

AN ORDINANCE TO AMEND ORDINANCE NO. 11-48 ENTITLED "AN ORDINANCE CREATING AND SETTING THE SALARY RANGE FOR NEW JOB TITLES AND AMENDING THE SALARY RANGES FOR ALL OTHER EXISTING JOB TITLES OF THE TOWNSHIP OF NEPTUNE." BY ELIMINATING THE POSITION OF ASSISTANT BUSINESS ADMINISTRATOR

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

The ordinance was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

CONSENT AGENDA

Mr. Houghtaling offered the following resolutions of the Consent Agenda, moved and seconded by Dr. Brantley, that they be adopted:

AUTHORIZE AN AMENDMENT TO THE 2012 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE STATE BODY ARMOR REPLACEMENT FUND

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 2012 in the sum of \$6,804.73 which is now available from a NJDL&PS – Division of Criminal Justice Grant in the amount of \$6,804.73; and,

BE IT FURTHER RESOLVED that the like sum of \$6,804.73 is hereby appropriated under the caption of State Body Armor Replacement Fund; and,

BE IF FURTHER RESOLVED, that the above is the result of funds from a New Jersey Division of Law and Public Safety – Division of Criminal Justice 2012 State Body Armor Replacement Fund Grant in the amount of \$6,804.73; 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.

EMPLOY PART-TIME VIOLATIONS CLERK IN THE COURT ADMINISTRATOR'S OFFICE

WHEREAS, there is a need for a part-time Violations Clerk in the Court Administrator's Office; and,

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

WHEREAS, the Court Administrator and Municipal Court Judge have made their recommendation; and,

WHEREAS, funds will be provided in the 2012 Municipal Budget in the appropriation entitled _____, known as Account No. _____, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Stephanie Seyr be and is hereby employed as a part-time Violations Clerk at an hourly rate of \$12.00, with no health or other benefits, contingent upon favorable results of a background check and physical examination, effective December 3, 2012; and,

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

AMEND RESOLUTION #12-382 IN REGARDS TO THE AMOUNT OF THE APPROPRIATION FOR INSTALLATION OF FENCING, SAFETY SURFACE AND PLAYGROUND EQUIPMENT THROUGH THE NEW JERSEY STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, on October 4, 2012, the Neptune Township Committee adopted Resolution #12-382 which authorized the purchase and installation of fencing and safety surface and the installation of playground equipment previously authorized for purchase at Liberty Park, Midtown Commons Park and Pittenger Park through Whirl Construction, Inc. an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP (Contract No. A81412); and,

WHEREAS, the amount of the materials and installation as authorized by Resolution #12-382 shall not exceed \$205,304.00; and,

WHEREAS, the Department of Public Works was to perform a portion of the installation work; however, as a result of the hurricane, the Department cannot commit resources for this purpose; and,

WHEREAS, the vendor will perform the installation work originally intended to be performed by the Department of Public Works at an amount not to exceed \$9,600.00; and,

WHEREAS, funds for this purpose are available in Ordinance No. 12-08 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase and installation of fencing and safety surface and the installation of playground equipment previously authorized for purchase at Liberty Park, Midtown Commons Park and Pittenger Park by Whirl Construction, Inc, through the New Jersey Cooperative Purchasing Program

as authorized by Resolution #12-411 be and is hereby amended to increase the authorized amount by \$9,600.00 for a total amount not to exceed \$214,904.00 for the reason as stated herein; and,

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

REQUEST AN EXTENSION OF TIME FROM THE NJDOT FOR THE AWARD OF A BID IN CONNECTION WITH THE 2011 TRANSPORTATION TRUST FUND PROJECT (IMPROVEMENTS TO GREEN GROVE ROAD)

WHEREAS, the Township of Neptune was awarded a grant under the New Jersey Transportation Trust Fund FY2011 for Improvements to Green Grove Road, Project Number 2011-Neptune Township-01386; and,

WHEREAS, under the terms of the grant, the Township was to award a contract for this project by September 14, 2012; and,

WHEREAS, the Township Engineering Department is finalizing design for the project and requires some additional field verification which has been delayed due to resources being committed to the Hurricane Sandy recovery effort; and,

WHEREAS, the Township Committee desires to request a four month extension of the deadline to award a contract,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests that the New Jersey Department of Transportation grant an extension of the deadline required for awarding a contract in connection with the New Jersey Transportation Trust Fund FY2011 grant for Improvements to Green Grove Road to January 14, 2013; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of Engineering and Planning, Chief Financial Officer, and Business Administrator.

RESCIND EMPLOYMENT OF ON-CALL PART-TIME BUS DRIVER IN THE SENIOR CENTER AS AUTHORIZED BY RESOLUTION #12-364

WHEREAS, on September 24, 2012, the Township Committee adopted Resolution #12-364 which authorized the employment of Allan Weinberg as an on-call/part-time Bus Driver in the Senior Center; and,

WHEREAS, the Senior Center Director has advised that the conditions of employment have not been met by Mr. Weinberg and the resolution should be rescinded,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Resolution #12-364, which authorized the employment of Allan Weinberg as an on-call/part-time Bus Driver in the Senior Center, be and is hereby rescinded; and,

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

AUTHORIZE STAND-BY DUTY PAYMENT TO OFFICE OF EMERGENCY MANAGEMENT AND EMERGENCY MEDICAL SERVICES PERSONNEL

WHEREAS, volunteer personnel in the Office of Emergency Management and Township Emergency Medical Services were placed on stand-by duty due to the declared State of Emergency as a result of Hurricane Sandy; and,

WHEREAS, the Township Committee authorizes payment to Office of Emergency Management and Emergency Medical Services personnel in the event of a long duration situation such as a storm or disaster which requires readiness and staffing; and,

WHEREAS, funds for this purpose will be provided in the appropriation entitled _____, known as Account No. _____, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby establishes a rate of \$14.00 per hour for stand-by duty by Office of Emergency Management and Emergency Medical Services staff for declared emergencies as a result of a

storm or disaster which requires readiness and staffing; and,

BE IT FURTHER RESOLVED, that stand-by duty payment at the rate of \$14.00 per hour be and is hereby authorized to the following Office of Emergency Management staff for the hours indicated as a result of the State of Emergency declared for Hurricane Sandy:

Calvin Morrison	168 hours
Daryn Moure	200 hours
Michael Scannipieco	187 hours
Robert Balko	66 hours
William Van Meter	248.5 hours
Anthony Devlin	326 hours
Dan Werksman	28 hours
James Harbour	252.5 hours
Ken Sprague	302 hours
Kevin Devlin	281 hours
Ed Simms	89.5 hours
Clint Davis	6 hours
Michael Chase	7 hours
Ben Cancenni	48 hours
Michael Bonfonte	107 hours
Joe Casper	15 hours
Fred Kern	7 hours
Kevin Casper	44 hours
Jeff Devlin	226 hours
Keith Casper	44 hours
Phil Serfaty	6 hours

BE IT FURTHER RESOLVED, that stand-by duty payment at the rate of \$14.00 per hour be and is hereby authorized to the following Emergency Medical Services staff for the hours indicated as a result of the State of Emergency declared for Hurricane Sandy:

Robert Ware	109.5 hours
Joseph Milano	265 hours
Leonard Juett	100 hours
Marta Alvarez	155 hours
Matthew Doyle	252 hours
Raymond Dilello	10.5 hours
Rebecca Pierro	63.5 hours
Roy Neal	130 hours
Stacy Howland	171 hours
Ricky Brogley	29.5 hours
Patricia DiLeo	28.5 hours
Rozziel Murrin	36 hours
Nancy Doremus	23 hours
Robert Dreeke	60.5 hours
Cherilyn Klinker	202.75 hours
Denny Mui	65 hours
James Allen II	46 hours
Ross Leibowitz	124.75 hours
Sally Klapproth	62.50 hours
Tom Bonhag	108.5 hours
Dana Spivak	79 hours
John Connor	88 hours
Karen Adams	92.50 hours
Mark Liddick	151 hours
Michelle Davidson	130.50 hours
Tina Duda	164.50 hours
Jeff Downing	22 hours
Rich Ralgowski	12 hours
Jeff Newenhouse	12 hours
Franklin Doremus	88 hours
Patricia Cleveland	2 hours
Brian Rath	38 hours
Katie Findley	100.50 hours
Brian Turner	29 hours

Jennifer Liddick	78 hours
Mark Velazquez	36 hours
Sal Galvan	71 hours
Matt Fagan	20 hours
Molly Berkowitz	29.5 hours
Joe Grabas	17 hours
Mike Berkowitz	22.5 hours
Bryan Bonanno	3 hours

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

RECLASSIFY JOSEPH PALMISANO AS A PERMANENT FULL-TIME DRIVER IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, Joseph Palmisano was hired as a Driver in the Department of Public Works on March 26, 2012; and,

WHEREAS, he has performed his duties in a satisfactory manner and the Public Works Director has recommended that he be reclassified on a permanent full-time basis,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Joseph Palmisano be and he is hereby reclassified as a permanent full-time Driver effective immediately; and,

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

RECLASSIFY PAUL SNEDDON AS A PERMANENT FULL-TIME DRIVER IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, Paul Sneddon was hired as a Driver in the Department of Public Works on November 22, 2011; and,

WHEREAS, he has performed his duties in a satisfactory manner and the Public Works Director has recommended that he be reclassified on a permanent full-time basis,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Paul Sneddon be and he is hereby reclassified as a permanent full-time Driver effective immediately; and,

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

ACKNOWLEDGE THE RETIREMENT OF HOWARD O'NEIL AS EMERGENCY MANAGEMENT COORDINATOR

WHEREAS, the Township Committee has received a letter indicating that Howard O'Neil will be retiring as the Emergency Management Coordinator effective November 30, 2012,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the retirement of Howard O'Neil as Emergency Management Coordinator be and is hereby acknowledged effective November 30, 2012; 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 Mandy To.

AUTHORIZE THE TRANSFER OF 2012 BUDGET APPROPRIATIONS

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of current year appropriations during the last two months of the fiscal year; and,

WHEREAS, the Chief Financial Officer has recommended that the following appropriation transfers be authorized,

FROM:

Electricity O.E. 30,000.00

TO:

Clerk O.E. 10,000.00
Historical Preservation O.E. 5,000.00
O.E.M. O.E. 15,000.00

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that 2012 Budget Appropriations be transferred as stated herein; and,

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

AUTHORIZE THE CANCELLATION OF SEWER RENT (1944 CORLIES AVENUE)

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,

BLOCK/LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
3103/1c206	Alan Colicchio	1944 Corlies Ave	2012	440.00

REASON: Commercial units combined

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

The resolutions of the Consent Agenda were adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

AUTHORIZE SPECIAL EMERGENCY APPROPRIATION AS A RESULT OF HURRICANE SANDY AND RESCIND PRIOR SPECIAL EMERGENCY APPROPRIATION AUTHORIZED BY RESOLUTION #12-408

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

WHEREAS, it has been found necessary to make a Special Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred, by the Township of Neptune for costs related to emergency response and funding long term recovery relating to Hurricane Sandy; and,

WHEREAS, the Neptune Township Committee adopted Resolution #12-408 on November 8, 2012 which authorized a Special Emergency Appropriation in the amount of \$1,400,000.00; and,

WHEREAS, the Township Committee desires to rescind Resolution #12-408 and approve a Special Emergency Appropriation by adoption of this resolution,

WHEREAS, NJS 40A:4-54 provides that is shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth of the amount authorized pursuant to this act,

NOW, THEREFORE, BE IT RESOLVED, (by not less than two-thirds of all governing body members affirmatively concurring) by the Township Committee of the Township of Neptune that in accordance with the provisions of NJS 40A:4-54 as follows:

1. An emergency appropriation is hereby made for Hurricane Sandy expenses in the total amount of \$3,600,000.00.
2. That the emergency appropriation shall be provided for in the budgets of the next

succeeding years by the inclusion of not less than \$720,000.00 (must be at least one-fifth of the total amount)

3. That an "emergency note", not in excess of the amount authorized pursuant to law, be provided.
4. That such note shall be executed by Michael J. Bascom, Chief Financial Officer, and Mayor J. Randy Bishop.
5. That said note shall be dated as determined by the Chief Financial Officer, may be renewed from time to time provided that such note and any renewals shall mature and be paid in the amount of not less than one-fifth of the total amount appropriated by this resolution in each year after the authorization.
6. That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services.
7. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

BE IT FURTHER RESOLVED, that adoption of this Resolution shall supersede and void Resolution #12-408 which is now rescinded.

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

AUTHORIZE SPECIAL EMERGENCY APPROPRIATION IN THE SEWER UTILITY AS A RESULT OF HURRICANE SANDY

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

WHEREAS, it has been found necessary to make an Emergency Appropriation in the Sewer Utility to meet certain extraordinary expenses incurred, or to be incurred, by the Township of Neptune for costs related to emergency response and funding long term recovery relating to Hurricane Sandy; and,

WHEREAS, NJS 40A:4-54 provides that it shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual sewer utility budgets by the inclusion of an appropriation of at least one-fifth of the amount authorized pursuant to this act,

NOW, THEREFORE, BE IT RESOLVED, (by not less than two-thirds of all governing body members affirmatively concurring) by the Township Committee of the Township of Neptune that in accordance with the provisions of NJS 40A:4-54 as follows:

- 1 An emergency appropriation in the Sewer Utility is hereby made for Hurricane Sandy expenses in the total amount of \$500,000.00
- 2 That the emergency appropriation shall be provided for in the sewer utility budgets of the next succeeding years by the inclusion of not less than \$100,000.00 (must be at least one-fifth of the total amount)
- 3 That an "emergency note", not in excess of the amount authorized pursuant to law, be provided.
- 4 That such note shall be executed by Michael J. Bascom, Chief Financial Officer, and Mayor J. Randy Bishop.
- 5 That said note shall be dated as determined by the Chief Financial Officer, may be renewed from time to time provided that such note and any renewals shall mature and be paid in the amount of not less than one-fifth of the total amount appropriated by this resolution in each year after the authorization.
- 6 That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services.
- 7 That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

AUTHORIZE SPECIAL EMERGENCY APPROPRIATION IN THE MARINA UTILITY AS A RESULT

OF HURRICANE SANDY

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

WHEREAS, it has been found necessary to make an Emergency Appropriation in the Marina Utility to meet certain extraordinary expenses incurred, or to be incurred, by the Township of Neptune for costs related to emergency response and funding long term recovery relating to Hurricane Sandy; and,

WHEREAS, NJS 40A:4-54 provides that it shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual marina utility budgets by the inclusion of an appropriation of at least one-fifth of the amount authorized pursuant to this act,

NOW, THEREFORE, BE IT RESOLVED, (by not less than two-thirds of all governing body members affirmatively concurring) by the Township Committee of the Township of Neptune that in accordance with the provisions of NJS 40A:4-54 as follows:

- 1 An emergency appropriation in the Marina Utility is hereby made for Hurricane Sandy expenses in the total amount of \$1,000,000.00
- 2 That the emergency appropriation shall be provided for in the marina utility budgets of the next succeeding years by the inclusion of not less than \$200,000.00 (must be at least one-fifth of the total amount)
- 3 That an "emergency note", not in excess of the amount authorized pursuant to law, be provided.
- 4 That such note shall be executed by Michael J. Bascom, Chief Financial Officer, and Mayor J. Randy Bishop.
- 5 That said note shall be dated as determined by the Chief Financial Officer, may be renewed from time to time provided that such note and any renewals shall mature and be paid in the amount of not less than one-fifth of the total amount appropriated by this resolution in each year after the authorization.
- 6 That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services.
- 7 That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

AUTHORIZE EMERGENCY CONTRACTS FOR VARIOUS SERVICES AND EQUIPMENT AS A RESULT OF HURRICANE SANDY

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

WHEREAS, the Township of Neptune, along with many other communities along the New Jersey coast, experienced a storm of unprecedented fury when Hurricane Sandy struck New Jersey on October 29, 2012; and,

WHEREAS, the Township of Neptune entered into emergency contracts with various vendors to supply needed services and equipment; and,

WHEREAS, the Township Committee declares that these emergency contracts were necessary to protect life and property and to ensure the health and safety of our residents due to the extraordinary amount of damage and debris as well as the prolonged power outage caused by the storm; and,

WHEREAS, funds for this purpose are available from a Special Emergency Appropriation adopted by the Township Committee 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 following emergency contracts for various services and equipment to ensure the health and safety of Neptune Township residents as a result of Hurricane Sandy:

VENDOR	DESCRIPTION	GENERAL FUND	SEWER UTILITY	MARINA UTILITY
Coast Cities Trucks	Hino Box Truck w/ liftgate	\$29,875.00		
Colorado Standby	Mobile Light Towers	\$29,326.00		
Rudco	30 CY Containers	\$39,800.00		
Vacarro Construction	Debris Removal	\$98,735.00		
Pumping Services	35 kw Mobile Generator		\$44,084.00	
Mazza & Sons	Boat/Bulk Removal			\$39,129.97
Mazza & Sons	Marina Building Demolition			\$46,449.81
Atlantic Kritch	Crane Rental Service			\$45,000.00

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

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

AUTHORIZE EXECUTION OF AN AGREEMENT WITH O'BRIEN'S RESPONSE MANAGEMENT, INC. FOR DEBRIS MANAGEMENT MONITORING UNDER THE NEW JERSEY STATE COOPERATIVE PURCHASING PROGRAM

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

WHEREAS, the Township of Neptune desires to enter into an agreement with an authorized debris management monitoring firm under the State of New Jersey Cooperative Purchasing Program to comply with all regulations in relation to the disposal of debris from Hurricane Sandy; 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, O'Brien's Response Management Inc. has been awarded New Jersey State Contract No. A78189 for these service; and,

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds of substantial coast savings; and,

WHEREAS, funds for this purpose are available from a Special Emergency Appropriation adopted by the Township Committee 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 an agreement with O'Brien's Response Management, Inc. for debris management monitoring through the New Jersey Cooperative Purchasing Program for monitoring of debris removal as a result of Hurricane Sandy; and,

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

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

AUTHORIZE EXECUTION OF AN AGREEMENT WITH ASHBRIIT, INC. FOR DISASTER DEBRIS MANAGEMENT AND REMOVAL SERVICES UNDER THE NEW JERSEY STATE COOPERATIVE PURCHASING PROGRAM

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

WHEREAS, the Township of Neptune desires to enter into an agreement for disaster debris management and removal services as a result of Hurricane Sandy under the State of New Jersey Cooperative 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, AshBritt, Inc. has been awarded New Jersey Division of Purchase and Property Contract No. AG-063 for these services; and,

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds of substantial cost savings; and,

WHEREAS, funds for this purpose are available from a Special Emergency Appropriation adopted by the Township Committee 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 an agreement with AshBritt, Inc. for disaster debris management and removal services as a result of Hurricane Sandy through the New Jersey Cooperative Purchasing Program; and,

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

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

APPOINT MEMBER TO THE OCEAN GROVE SEWERAGE AUTHORITY

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

BE IT RESOLVED, by the Township Committee of the Township of Neptune that Barbara Burns be and is hereby appointed to the Ocean Grove Sewerage Authority for an unexpired five year term expiring January 31, 2017; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Ocean Grove Sewerage Authority.

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye; McMillan, aye; and Bishop, aye.

AUTHORIZE THE PAYMENT OF BILLS

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

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

CURRENT FUND	6,174,137.87
FEDERAL & STATE GRANT FUND	428.95
TRUST OTHER	10,551.34
GENERAL CAPITAL FUND	2,149.67
SEWER OPERATING FUND	51,150.70
MARINA OPERATING FUND	344.03
DOG TRUST	7,477.00
LIBRARY TRUST	808.64
BILL LIST TOTAL	\$6,247,048.20

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

The resolution was adopted on the following vote: Brantley, aye; Houghtaling, aye; Jahn, aye, adding that \$2.1 million of this amount in school taxes, \$134,000 is County Open Space taxes and \$189,000 is Neptune Fire District #1 taxes; McMillan, aye; and Bishop, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Jack Breden, 94 ½ Heck Avenue, questioned whether the Township had a developer's agreement with the developer of the north end redevelopment project.

Mr. Anthony stated they were negotiating it at this time.

Mr. Breden made a recommendation that the Committee ensure that in the redeveloper's agreement for the north end there should be an engineering plan to repair the bulkhead and an engineering plan to repair the masonry wall above the bulkhead and to improve the public right of way and the roadway of Lake Avenue. He also stated there should be an engineering plan to improve the boardwalk into a functioning street then an engineering estimate of the cost would be needed for all those repairs and improvements then you would need a letter of credit within the developer's agreement payable to Neptune Township in the event the developer doesn't make the necessary improvements within a certain time frame.

Dorothy Argyros, 2100 Rutherford Avenue stated Walmart was known for externalizing their business cost by passing their cost to the public. She stated if their employees complained about their wages they were fired and they sign up their employees for welfare and food stamps so the public helps pay for their salary. She went on to state that she recently met with four union representatives and they handed out fliers at Walmart and the Neptune Police threatened to arrest her. She stated these were the same people that she paid her tax dollars to and they were working for the enemy. She asked whether the police were being paid extra money by Walmart. She also stated that it was a joke when they gave the Township candy for trunk or treat especially when their employees were being underpaid.

James Terrell, Bingham Street, commended the Township for a wonderful job that was done as far as the sidewalks being done in the Brockton Estates. He stated he drove through the neighborhood and noticed that the sidewalks were now handicap accessible. He felt the sidewalks were an asset to the area. He questioned whether there was special funding for that project and if so was there any additional funding for more emphasis to be placed on sidewalks throughout Neptune.

Michael Bascom stated he believed it was a Transportation Trust Fund which is a grant that they would use if they were going to venture into doing sidewalks and curbing because they also are required to make improvements to the drainage as well. He stated they had a list of priorities but sidewalks are not always a part of the grant program.

Mr. Terrell stated he hoped that they would consider streets that were still in the Brockton area because streets such as Olden and Bingham Avenues did not have curbs. He reiterated that he would like curbing for all of Neptune. He also stated that there was a sign near the circle that said Brockton Estates/Shop-rite and it was removed by the Township. He questioned whether another sign would be erected and placed there.

Dr. Brantley stated a portion of Olden Avenue was already on the parking lot items. He stated when a sewer system can be placed in there the drainage would be improved.

Joseph Krimko, 34 McClintock St., asked if the Committee could find out whether or not the police were on regular duty while at Walmart on the day that Mrs. Argyros previously discussed.

Dianna Harris, 17 Willow Drive stated as the President of MURC she wanted to discuss the park on West Lake Avenue and the damage that has been done by the skateboarders who are not from the area. She stated people were dropping kids off at the park and leaving them there for hours and no one is concerning themselves with the damage that's being done. She felt the Township should have a larger sign stating no skateboarding because she did not want the park wrecked. She also questioned the process used to hire police officers and if an ad was run.

Mayor Bishop stated there are open applications and they keep the applications on file.

Ms. Harris questioned whether there was an expiration on the applications and how long they are kept on file. She went on to state that she was for openness and fairness but she was also interested in diversity as far as the Police Department was concerned. She questioned whether there was diversity training as far as the Police Department was concerned.

Dr. Brantley stated he felt that if there was fairness and transparency then they would get diversity. He said that he did not want to make diversity. He wanted there to be fairness and transparency so that there would be diversity. He felt that by doing that the best people would be chosen.

Kennedy Buckley, 65 Broadway addressed the Committee and stated that he was really proud of Neptune and was happy to see them manage their budget. He also stated that Neptune had a real advantage over the recent storm because we had our own weatherman Richard Cuttrell who advised them of the storm in advance. He also commended the Blogfinger for their reports during the storm. He wished Mr. Huhn the best on his retirement.

Tommy LaBella, 10 Harvard Avenue commended everyone for the fine job that was done after the storm. He stated he received a letter from Mr. Steinberg advising his neighbors and himself that a fence that has been in their back yard for thirty years would be removed. He felt this was a quality of life and security issue because it serves as a barrier and at night there's drug activity in the parking lot.

Mr. Anthony stated it was Kiddy Academy's fence and they had to notify the residents that they were taking it down in the event they owned pets. He stated this was a zoning matter and the owner was in court and was advised to remove the fence and to notify the neighbors. He stated he would talk with George Waterman regarding this.

Mr. LaBella stated both he and the neighbors volunteered to fix the fence.

Hank Coakley, Valley Road commended Public Works and the Police Department for their efforts during the storm. He stated while he and his neighbors were cleaning up they were approached by two members of the United States Coast Guard and was questioned in a very rude manner why they were pumping oil/gasoline/petroleum from the crawl spaces. He felt they should have asked if they needed help rather than being rude.

Heinz Weck, Ocean Grove stated everyone was prepared when Hurricane Sandy came and he commended everyone for what they did.

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

Richard J. Cuttrell,
Municipal Clerk