

**TOWNSHIP COMMITTEE WORKSHOP MEETING – AUGUST 12, 2013 – 6:00 P.M.**

Mayor Houghtaling 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>
J. Randy Bishop	_____
Dr. Michael Brantley	_____
Mary Beth Jahn	_____
Kevin B. McMillan	_____
Eric J. Houghtaling	_____

Also present: Vito D. Gadaleta, Business Administrator; Michael J. Bascom, Chief Financial Officer; Gene Anthony, Township Attorney; and Richard J. Cuttrel, Municipal Clerk.

Mayor Houghtaling announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster on January 3, 2013 and the Asbury Park Press on January 4, 2013, 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 – Renaming of Riverside Park.
  
2. Discussion – Wayne Rode to discuss street sweeping and leaf bagging in Ocean Grove.
  
3. Update on Hurricane Sandy recovery/outstanding parking lot items.
  
4. Review Committee calendars/follow-up on outstanding issues from previous meeting.

Res. # 13-352 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

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

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

**TOWNSHIP COMMITTEE MEETING – AUGUST 12, 2013 – 7:00 P.M.**

Mayor Houghtaling 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>
J. Randy Bishop	_____	Don Stine The Coaster
Dr. Michael Brantley	_____	
Mary Beth Jahn	_____	Anthony Panissidi Asbury Park Press
Kevin B. McMillan	_____	
Eric J. Houghtaling	_____	

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

Silent Prayer and Flag Salute led by American Legion Post #266

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

Mayor Houghtaling announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster on January 3, 2013 and the Asbury Park Press on January 4, 2013, 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).

**REPORT OF THE CLERK**

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

A letter of thanks from Mary's Place to the Neptune Police Department for their assistance in supporting the group's 2<sup>nd</sup> annual Walk-a-thon.

Senior Beacon for August.

A letter from the Association of New Jersey Environmental Commissions congratulating the Neptune Township Environmental/Shade Tree Commission for replanting Riverside Park through grant funding provided by the Association.

A letter from John & Carolyn Stanton complimenting Public Works employees Scott Logan and Gerard Smith for their excellent service and professionalism.

**PUBLIC COMMENTS ON RESOLUTION TO HIRE POLICE OFFICER**

Public comments regarding Resolution 13-353. The public will be permitted one visit to the microphone with a limit of five minutes.

Res. # 13-353 – Confirm employment of police officer on a probationary basis.

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

**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. 13-26** - An ordinance amending Volume I, Chapter IV of the Code of the Township of Neptune by creating Rent Control, Protective Tenancy and a Rent Leveling Board – Final Reading

*Explanatory Statement: This ordinance provides for rent control, protective tenancy, defines the type of housing unit for which these standards apply, and creates a Rent Leveling Board to administer the provisions of this ordinance.*

Public Hearing:

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

**ORDINANCE NO. 13-27** - Bond Ordinance providing for the acquisition and the payment of the purchase price of real property being designated as Block 173, Lot 31.01 on the Official Tax Map of the Township of Neptune and various improvements thereof, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$120,000 therefor and authorizing the issuance of \$114,000 bonds or notes of the Township to finance part of the cost thereof – Final Reading

*Explanatory Statement: This ordinance authorizes the acquisition and the payment of the purchase price of real property, a lawful public purpose, such real property being designated as Block 173, Lot 31.01 on the Official Tax Map of the Township, with a street address of 129 Division Street, including but not limited to, as applicable, demolition of existing structures, various site remediation and restoration in preparation for the development of affordable housing in the Township, including any renovations and improvements thereto*

Public Hearing:

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

ORDINANCE NO. 13-28 - Bond Ordinance providing for the Pedestrian/Bicycle Lane Transportation Enhancement Project, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$700,000 therefor (including a grant received or expected to be received in the amount of \$580,000) and authorizing the issuance of \$120,000 bonds or notes of the Township to finance part of the cost thereof – First Reading

*Explanatory Statement: This ordinance authorizes the Implementation of the Township's Pedestrian/Bicycle Lane Transportation Enhancement Project, including but not limited to, the construction of a pedestrian/bicycle lane along the Shark River in the Township, including but not limited to, excavation, fill, grading, various drainage improvements, and other similar improvements.*

Public Hearing:

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

ORDINANCE NO. 13-29 - An ordinance authorizing the guaranty by the Township of Neptune, New Jersey for payment of principal and interest on the Capital Equipment Lease Revenue Bonds, Series 2013 (Neptune Project) of the Monmouth County Improvement Authority - Final Reading

*Explanatory Statement: This ordinance guarantees payment by the Township of principal and interest on Capital Lease Revenue Bonds through the Monmouth County Improvement Authority for the lease of police vehicles.*

Public Hearing:

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

ORDINANCE NO. 13-30 - An ordinance authorizing the leasing of certain capital equipment (police vehicles) by the Township of Neptune, New Jersey from the Monmouth County Improvement Authority and the execution of a lease and agreement relating thereto. - Final Reading

*Explanatory Statement: This ordinance authorizes the capital lease of police vehicles through the Monmouth County Improvement Authority at an amount not to exceed \$250,000.*

Public Hearing:

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

ORDINANCE NO. 13-31 - An ordinance authorizing the leasing of certain capital equipment by the Township of Neptune, New Jersey from the Monmouth County Improvement Authority and the execution of a lease and agreement relating thereto. – Final Reading

*Explanatory Statement: This ordinance authorizes the capital lease of capital equipment for various departments through the Monmouth County Improvement Authority at an amount not to exceed \$2,775,000.*

Public Hearing:

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

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

### **CONSENT AGENDA**

Res. # 13-354 – Release all surety bonds and developers escrow for expansion of the Wal-Mart site on Route 66.

Res. # 13-355 – Renew liquor license held by Atlantic Coast Food Systems, LLC.

Res. # 13-356 – Accept the resignation of Benjamin Reed as a Bus Driver in the Senior Center.

Res. # 13-357 – Authorize submission of a grant application to the Monmouth County Board of Addiction Services by the Municipal Alliance Against Alcoholism and Drug Abuse.

Res. # 13-358 – Authorize submission of a grant application to the National Recreation and Parks Association by the Recreation and Senior Services Departments.

Res. # 13-359 – Place lien on various properties.

Res. # 13-360 – Authorize temporary no parking in connection with the Historical Society of Ocean Grove Postcard and Antique Show.

Res. # 13-361 – Accept the resignation of Dana Page as a Special Law Enforcement Officer – Class II.

Res. # 13-362 – Accept performance guarantee filed by O'Hagan Nurseries for site improvements at the proposed Royal Chicken & Kebob (702 Highway 35).

Res. # 13-363 – Appoint members to the Rooming and Boarding Site Licensure Board.

Res. # 13-364 – Accept the resignation of Garrett Culloo as a Police Officer.

Res. # 13-365 – Reject all bids for dump truck with plow.

Res. # 13-366 – Authorize the refund of Municipal Marina summer dockage deposit.

Res. # 13-367 – Authorize temporary no parking in connection with Asbury Park 5km run.

Res. # 13-368 – Support the “Drive Sober or Get Pulled Over 2013 Statewide Campaign”.

Res. # 13-369 – Employ on-call part-time Bus Driver at the Senior Center.

Res. # 13-370 – Authorize the refund of sewer rent (103 Highland Avenue)

Res. # 13-371 – Authorize the refund of taxes as a result of an overpayment.

Res. # 13-372 – Authorize the cancellation of taxes as a result of the granting of a totally disabled veterans exemption (610 Stamford Drive).

Res. # 13-373 – Authorize the cancellation of sewer rent.

Res. # 13-374 – Employ on-call part-time Custodian with Black Seal License.

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

Res. # 13-375 – Authorize the installation of traffic calming measures on South Riverside Drive.

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

Res. # 13-376 – Authorize sidewalk and curbing improvements at the Municipal Building and Public Works Yard.

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

Res. # 13-377 – Award bid for replacement of a portion of the Wesley Lake retaining wall.

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

Res. # 13-378 – Authorize the purchase and installation of fitness station equipment in Township parks under the New Jersey State Cooperative Purchasing System.

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

Res. # 13-379 – Authorize the payment of bills.

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

**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**

RESOLUTION #13-352 – 8/12/13

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:

Discussion – Rooming and Boarding Licensure Board

Discussion – Police officer hiring.

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.

RESOLUTION #13-353 - 8/12/13

CONFIRM EMPLOYMENT OF POLICE OFFICER ON A PROBATIONARY BASIS

WHEREAS, candidates for the position of Police Officer were recently interviewed by the Police Department command staff and the hiring of four police officers was adopted by resolution of Township Committee on July 22, 2013; and,

WHEREAS, due to the recent resignation of Ptl. Garrett Culloo, an additional vacancy in the position of Police Officer was created; and,

WHEREAS, due to the timing of the start of the Fall session of the Police Academy, it was imperative that an officer be hired effective July 25, 2013 with confirmation of such hiring made by the Township Committee at its next regular meeting; and,

WHEREAS, the Acting Police Director and Deputy Police Chief made their recommendation to hire a candidate that was interviewed for the round of hirings made on July 22, 2013; and,

WHEREAS, funds in the appropriation entitled Police S&W, known as Account No. 240-010 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Aaron F. Lay be and is hereby employed as a probationary Police Officer in the Police Department, pending favorable results of physical and psychological examinations, at an annual base salary of \$36,743.00, and to perform such other duties as prescribed by the Chief of Police effective July 25, 2013; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Deputy Chief of Police, Business Administrator, Chief Financial Officer, Assistant C.F.O, Mandy To, and P.B.A. Local 74.



RESOLUTION #13-354 - 8/12/13

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR  
EXPANSION OF THE WAL-MART SITE ON ROUTE 66

WHEREAS, on February 14, 2011, Wal-Mart, Inc, filed a maintenance bond in the form of a Letter of Credit in the amount of \$94,465.20, guaranteeing the maintenance of site improvements for two years at the project known as Wal-Mart expansion located on State Highway 66 (Block 10017, Lot 3.01); and,

WHEREAS, the two year maintenance period has expired and the Township Engineer has conducted an inspection; and,

WHEREAS, on June 17, 2013, the Township Engineer certified that all site work has been completed and said maintenance bond may be released,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the release of the maintenance bond as stated herein; and,

BE IT FURTHER RESOLVED, that all remaining balances of the cash performance guarantee account and inspection escrow account be and are hereby authorized to be refunded; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Developer, Township Engineer, Director of Engineering and Planning and Construction Official.

RESOLUTION #13-355 - 8/12/13

RENEW LIQUOR LICENSE HELD BY ATLANTIC COAST FOOD SYSTEMS, LLC

WHEREAS, Atlantic Coast Food Systems, LLC is the holder of a retail consumption liquor license that is inactive; and,

WHEREAS, in accordance with State law, Neptune Liquors, LLC. has petitioned the State of New Jersey Division of Alcoholic Beverage Control to permit the renewal of said inactive license; and,

WHEREAS, the Division of A.B.C. has issued a special ruling, dated July 22, 2013, to authorize the Township of Neptune to consider the application for liquor license renewal filed by Atlantic Coast Food Systems, LLC, the holder of an inactive license #1334-32-025-010; and,

WHEREAS, Atlantic Coast Food Systems, LLC has applied for renewal of said license for the 2013-2014 license year to continue in in-pocket status,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Liquor License #1334-32-025-010 issued to Atlantic Coast Food Systems, LLC be and is hereby renewed for the 2013-2014 licensing year; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control and the License Holder.

RESOLUTION #13-356 - 8/12/13

ACCEPT THE RESIGNATION OF BENJAMIN REED AS A  
BUS DRIVER IN THE SENIOR CENTER

WHEREAS, the Township Committee has received a letter from Benjamin Reed resigning as a Bus Driver in the Senior Center effective July 31, 2013,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Benjamin Reed as a Bus Driver in the Senior Center is hereby accepted effective July 31, 2013; and,

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

RESOLUTION #13-357 - 8/12/13

AUTHORIZE SUBMISSION OF A GRANT APPLICATION TO THE MONMOUTH COUNTY  
BOARD OF ADDICTION SERVICES BY THE MUNICIPAL ALLIANCE  
AGAINST ALCOHOLISM AND DRUG ABUSE

WHEREAS, the Neptune Township Municipal Alliance Against Alcoholism and Drug Abuse desires to submit a grant application to the Monmouth County Board of Addiction Services for additional Drug Alliance funding to implement an additional Lifeskills program in the Neptune Township Public Schools; and,

WHEREAS, the Alliance is requesting an additional \$12,000 in funding and will apply funds from the Drug Alliance Trust Account to provide the 25% cash match,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Neptune Township Municipal Alliance Alcoholism and Drug Abuse is hereby authorized to submit a grant application for \$12,000 (with \$3,000.00 cash match) to the Monmouth County Board of Addiction Services for additional Drug Alliance grant funding to implement an additional Lifeskills program in the Neptune Township Public Schools; and,

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

RESOLUTION #13-358 - 8/12/13

AUTHORIZE SUBMISSION OF A GRANT APPLICATION TO THE  
NATIONAL RECREATION AND PARKS ASSOCIATION BY  
THE RECREATION AND SENIOR SERVICES DEPARTMENTS

WHEREAS, the Neptune Township Recreation Department, in cooperation with the Senior Center Director, desires to submit a grant application to the National Recreation and Parks Association to provide a six week Arthritis Awareness Exercise Program at the Neptune Senior Center; and,

WHEREAS, the grant application requests \$4,000 in funding with no required cash match,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Neptune Township Recreation and Senior Services Departments are hereby authorized to submit a grant application for \$4,000 to the National Recreation and Parks Association to provide a six week Arthritis Awareness Exercise Program at the Neptune Senior Center; and,

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

RESOLUTION #13-359 - 8/12/13

PLACE LIEN ON VARIOUS PROPERTIES

WHEREAS, Ordinance #843 of the Township of Neptune states that where a violation or condition exists on any property in the Township of Neptune that is of such a nature as to constitute an immediate threat to life, health, safety and the well being of residents in this township unless abated without delay, the Director of Code Enforcement may abate the violation or condition immediately or order the owner, operator or occupant to correct the violation or condition within a three-day period; and

WHEREAS, the Director of Code Enforcement determined that the condition of the properties listed below constituted such a threat; and,

WHEREAS, the Director of Code Enforcement has notified the Township Committee of the Township of Neptune that the owners of said property have failed to correct the condition/violation as ordered; and

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

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Collector be and is hereby authorized to place the following costs as a lien against the following properties; and,

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
194/4	313 Myrtle Avenue	\$ 475.00
3004/1	300 Wakefield Road	1,440.00
9003/12	723 John Terrace	740.00
215/107	155 Fisher Avenue	270.00

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

RESOLUTION #13-360 - 8/12/13

AUTHORIZE TEMPORARY NO PARKING IN CONNECTION WITH  
THE HISTORICAL SOCIETY OF OCEAN GROVE POSTCARD AND ANTIQUE SHOW

WHEREAS, the Historical Society of Ocean Grove has scheduled their annual Post Card, Antique and Jersey Shore Memorabilia Show on Saturday, August 24, 2013, in the Auditorium-Pavilion area in Ocean Grove; and,

WHEREAS, it is necessary to designate a no parking zone on a small portion of Central Avenue to allow dealers to unload materials; and,

WHEREAS, the Police Department has reviewed and approved this no parking zone,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary no parking on the following streets from 9:00 P.M. on Friday, August 23, 2013 until 5:00 P.M. on Saturday, August 24, 2013:

1) West side of Central Avenue between Bethany Block and the eastbound side of Ocean Pathway

2) East side of Central Avenue between the eastbound side of Ocean Pathway and the westbound side of Ocean Pathway; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Deputy Chief of Police, Director of Public Works, Fire Inspector, Business Administrator, and Historical Society of Ocean Grove.

RESOLUTION #13-361 - 8/12/13

ACCEPT THE RESIGNATION OF DANA PAGE AS A  
SPECIAL LAW ENFORCEMENT OFFICER – CLASS II

WHEREAS, the Township Committee has received a letter from Dana Page resigning as a Special Law Enforcement Officer – Class II effective July 26, 2013,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Dana Page as a Special Law Enforcement Officer – Class II is hereby accepted effective July 26, 2013; and,

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



RESOLUTION #13-362 - 8/12/13

ACCEPT PERFORMANCE GUARANTEE FILED BY O'HAGAN NURSERIES  
FOR SITE IMPROVEMENTS AT THE PROPOSED ROYAL CHICKEN & KEBOB  
(702 HIGHWAY 35)

WHEREAS, June Applegate, d/b/a O'Hagan Nurseries has filed performance bond 71441923, written by Western Surety Company in the amount of \$24,480.00, guaranteeing site improvements at the proposed Royal Chicken & Kebob at 702 Highway 35 (Block 231, Lots 36-38); and,

WHEREAS, the Township Attorney has reviewed and approved said bond; and,

WHEREAS, the required 10% cash surety and inspection fee escrow have been posted; and,

WHEREAS, the acceptance of this Performance Guarantee does not authorize the issuance of any licenses or permits by the Construction Department but serves as certification to the Planning Board/Board of Adjustment that compliance with the Land Development Ordinance of the Township of Neptune has been met;

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

1. The Performance Guarantee as stated above be and is hereby accepted.
2. The Mayor and Clerk be and are hereby authorized to execute a Developer's Agreement for the above referenced project.
3. A copy of this resolution shall be forwarded to the Township Engineer, Planning Board, Construction Department, Director of Engineering and Planning, Chief Financial Officer and the Developer.

RESOLUTION #13-363 - 8/12/13

APPOINT MEMBERS TO THE ROOMING AND BOARDING SITE LICENSURE BOARD

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following be and are hereby appointed to the Rooming and Boarding Site Licensure Board:

Len Pugliese for a three year term expiring April 30, 2015  
Herbert Herbst for a three year term expiring April 30, 2016

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Secretary to the Rooming and Boarding Site Licensure Board.

RESOLUTION #13-364 - 8/12/13

ACCEPT THE RESIGNATION OF GARRETT CULLOO  
AS A POLICE OFFICER

WHEREAS, the Township Committee has received a letter from Garrett Culloo resigning as a Police Officer in the Police Department effective August 5, 2013,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Garrett Culloo as a Police Officer in the Police Department is hereby accepted effective August 5, 2013; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Business Administrator, Chief Financial Officer, Assistant C.F.O., P.B.A. Local #74, Mandy To and Deputy Chief of Police.

RESOLUTION #13-365 - 8/12/13

REJECT ALL BIDS FOR DUMP TRUCK WITH PLOW

WHEREAS, on April 17, 2013, the Purchasing Agent received bids for the award of a six cubic yard dump truck with plow; and,

WHEREAS, said bids were reviewed by the Purchasing Agent who has recommended that all bids be rejected due to non-responsiveness to the bid specifications; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that all bids received on April 17, 2013 for supplying a six cubic yard dump truck are hereby rejected due to non-responsiveness to the bid specifications; and,

BE IT FURTHER RESOLVED, that the Purchasing Agent is hereby authorized to rebid said equipment pursuant the provisions of N.J.S.A. 40A:11-13.2(d); and,

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

RESOLUTION #13-366 – 8/12/13

AUTHORIZE THE REFUND OF MUNICIPAL MARINA  
SUMMER DOCKAGE DEPOSIT

WHEREAS, William Gleason submitted a deposit for summer dockage at the Municipal Marina for a 28 foot boat; and,

WHEREAS, Mr. Gleason secured a slip at a different marina on the Shark River, has not utilized the slip at the Neptune Municipal Marina, and has requested a refund of the summer dockage fee; and,

WHEREAS, the Harbor Master recommends a refund of the deposit,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, that the Harbor Master be and hereby is authorized to cancel and refund the amount of \$2,576.00 to William Gleason for the reason as stated herein; and,

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

RESOLUTION #13-367 - 8/12/13

AUTHORIZE TEMPORARY NO PARKING IN CONNECTION  
WITH ASBURY PARK 5KM RUN

WHEREAS, the City of Asbury Park is holding a 5km run on Sunday, August 25, 2013 and a portion of the route is on streets located in Neptune Township; and,

WHEREAS, it is necessary to designate a no parking zone on portions of Seaview Avenue and Ocean Avenue for the safety of the runners; and,

WHEREAS, the Police Department has reviewed and approved this no parking zone,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary no parking on the following streets between 6:00 A.M. and 10:00 A.M. on Sunday, August 25, 2013:

- 1) North side of Seaview Avenue between Central Avenue and Ocean Avenue
- 2) West side of Ocean Avenue between Seaview Avenue and Spray Avenue
- 3) A portion of the parking stalls located on the northern end of Ocean Avenue

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Deputy Chief of Police, Director of Public Works, Fire Inspector, and Business Administrator.

RESOLUTION #13-368 - 8/12/13

SUPPORT THE "DRIVE SOBER OR GET PULLED OVER 2013 STATEWIDE CAMPAIGN"

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and,

WHEREAS, 19% of motor vehicle fatalities in New Jersey in 2012 were alcohol related; and,

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and,

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and,

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2013 Statewide Crackdown*; and,

WHEREAS, the project will involve increased impaired driving enforcement from August 16 through September 2, 2013; and,

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby declares its support for the *Drive Sober or Get Pulled Over 2013 Statewide Crackdown* from August 16 through September 2, 2013 and pledges to increase awareness of the dangers of drinking and driving; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Deputy Chief of Police.

RESOLUTION #13-369 - 8/12/13

EMPLOY ON-CALL PART-TIME BUS DRIVER AT THE SENIOR CENTER

WHEREAS, there is a need for a on-call/part-time Bus Driver at the Senior Center; and,

WHEREAS, the position was posted and advertised and the Senior Center Director has made her recommendation; and,

WHEREAS, funds will be provided 2013 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 Linda M. Dietz be and is hereby employed as an on-call/part-time Bus Driver in the Senior Center effective August 19, 2013, pending results of the required physical examination, at an hourly salary of \$14.68; 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.



RESOLUTION #13-370 – 8/12/13

AUTHORIZE THE REFUND OF SEWER RENT (103 HIGHLAND AVENUE)

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>
470/37	HENRY VOSS	103 HIGHLAND AVE.	2013	210.00

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

RESOLUTION #13-371 - 8/12/13

AUTHORIZE THE REFUND OF TAXES  
AS A RESULT OF AN OVERPAYMENT

WHEREAS, the properties listed below reflect overpayments; and,

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

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 is hereby authorized to  
refund the taxes as stated herein; and,

<b>BLOCK</b>	<b>LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>AMOUNT</b>
147	1477	JERSEY INVEST	82 SO MAIN ST	2013	3,032.77
3051	22C132	BOUIE	132 LOUISVILLE AV	2013	735.45
3101	30	MERIDIAN	1930 CORLIES AVE	2013	421.37
412	42	CIAMPOLI	51 TREMONT DR	2013	2,502.84
3051	22C303	JACOBY	303 GRAHAM AVE	2013	314.62
99999	2	VERIZON	NJBTCO	2013	53,323.00
99149	1	VERIZON	NJBTCO	2013	17,458.24
24	486	22 OCEAN PW	22 OCEAN PW	2013	2,943.20
454	23	HEGARTY	503 MOORE RD	2013	72.97
253	15	DAVIS	1963 W LAKE AVE	2013	556.01
1307	4	MANNING	3618 HIGHWAY 33	2013	463.83

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

RESOLUTION #13-372 – 8/12/13

AUTHORIZE THE CANCELLATION OF TAXES AS A RESULT OF THE  
GRANTING OF A TOTALLY DISABLED VETERANS EXEMPTION  
(610 STAMFORD DRIVE)

WHEREAS, the property known as Block 3002, Lot 11, with an address of 610 Stamford Drive, assessed to Melvin A. & Jean V. Hood is eligible for a Totally Disabled Veteran Exemption effective July 30, 2012; and,

WHEREAS, the Deputy Tax Collector inadvertently did not submit the resolution to the Township Clerk in August, 2012 and just found the hard copy in the property file; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against the above property effective July 30, 2012 and refund same to the owner of record in accordance with N.J.S.A. 54:4-3.32; and,

WHEREAS, the amounts are as follows;

<b>YEAR</b>	<b>AMOUNT TO CANCEL</b>	<b>AMOUNT TO REFUND</b>
2012	\$ 2,403.94	\$ 0.00

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 cancel taxes as stated herein; and,

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

RESOLUTION #13-373 - 8/13/13

AUTHORIZE THE CANCELLATION OF SEWER RENT

WHEREAS, the Tax Collector has requested the cancellation of sewer rent to the properties 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>
212/1	Wavetel, Inc.	1408 Corlies Ave	2013	880.00

**REASON:** Commercial building billed at incorrect rate

-----

<b>BLOCK/LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>AMOUNT</b>
267.02/372	Meridian Health Realty Corp	2110 Harding Ave	2013	440.00

**REASON:** Building demolished

-----

<b>BLOCK/LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>AMOUNT</b>
247/1	Poppy Do, LLC	601 Highway 35N	2013	440.00

**REASON:** Incorrect number of units billed

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

RESOLUTION #13-374 - 8/12/13

EMPLOY ON-CALL PART-TIME CUSTODIAN WITH BLACK SEAL LICENSE

WHEREAS, there is a need for a on-call/part-time Custodian with a Black Seal License; and,

WHEREAS, the position was posted the Building Maintenance Department and Business Administrator has made a recommendation; and,

WHEREAS, funds will be provided 2013 Municipal Budget in the appropriation entitled \_\_\_\_\_, knows 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 Samuel L. Sapp be and is hereby employed as an on-call/part-time Custodian in the Building Maintenance Department effective August 19, 2013, pending results of the required physical examination, at an hourly salary of \$18.54; and,

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

RESOLUTION #13-375 - 8/12/13

AUTHORIZE INSTALLATION OF TRAFFIC CALMING MEASURES  
ON SOUTH RIVERSIDE DRIVE

WHEREAS, the Township Engineer solicited quotes for the installation of traffic calming measures on South Riverside Drive including lane striping, edge striping, delineators, signage, crosswalks and other traffic calming improvements; and,

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

WHEREAS, said quotes were reviewed by the Township Engineer and the Purchasing Agent who have recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 13-18 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the installation of traffic calming measures on South Riverside Drive be and are hereby authorized through Traffic Lines, Inc. pursuant to their quote of \$19,037.16; and,

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

RESOLUTION #13-376 - 8/12/13

AUTHORIZE SIDEWALK AND CURBING IMPROVEMENTS  
AT THE MUNICIPAL BUILDING AND PUBLIC WORKS YARD

WHEREAS, the Township Engineer solicited quotes for sidewalk and curbing improvements at the Municipal Building and Public Works Yard; and,

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

WHEREAS, said quotes were reviewed by the Township Engineer and the Purchasing Agent who have recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 12-07 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that sidewalk and curbing improvements at the Municipal Building and Public Works Yard be and are hereby authorized through Precise Construction, Inc. pursuant to their quote of \$26,930.00; and,

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

RESOLUTION #13-377 - 8/12/13

AWARD BID FOR REPLACEMENT OF A PORTION  
OF THE WESLEY LAKE RETAINING WALL

WHEREAS, on July 18, 2013, the Township Engineering Consultant received bids for the award of a contract for the replacement of a portion of the Wesley Lake retaining wall; and,

WHEREAS, said bids were reviewed by the Township Engineering Consultant who has recommended that the base bid be awarded to the lowest base bid submitted by Black Rock Enterprises, LLC; and,

WHEREAS, said bids were advertised, received and awarded in a "fair and open" competitive bidding process in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in from various sources as follows:  
\_\_\_\_\_ and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to Black Rock Enterprises, LLC on their lowest responsible bid of \$1,208,390.00 for the replacement of a portion of the Wesley Lake retaining wall; and,

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



RESOLUTION #13-378 - 8/12/13

AUTHORIZE THE PURCHASE AND INSTALLATION OF FITNESS STATION EQUIPMENT  
IN TOWNSHIP PARKS UNDER THE NEW JERSEY STATE  
COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Neptune Township Recreation Department wishes to purchase two adult fitness stations, including signs, frames and installation, for township recreation parks through an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; 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, GameTime has been awarded New Jersey State Contract No. A81411 for this equipment and installation; and,

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

WHEREAS, the amount of the equipment and installation shall not exceed \$23,468.00; and,

WHEREAS, funds for this purpose are available through an Achieve Grant awarded to the Township 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 two adult fitness stations and accompanying signs and frames through the New Jersey Cooperative Purchasing Program for Neptune Township recreation parks be and is hereby authorized at an amount not to exceed \$23,468.00; and,

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

RESOLUTION #13-379 – 8/12/13

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	674,595.04
FEDERAL & STATE GRANT FUND	12,505.81
TRUST OTHER	41,221.24
GENERAL CAPITAL FUND	147,635.11
SEWER OPERATING FUND	1,255,829.30
SEWER CAPITAL FUND	56,393.21
MARINA OPERATING FUND	54,466.78
MARINA CAPITAL FUND	175,209.72
DOG TRUST	298.80
UDAG RECIPRICAL TRUST	3,165.91
LIBRARY TRUST	3,952.89
BILL LIST TOTAL	\$2,425,273.81

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