TOWNSHIP COMMITTEE WORKSHOP MEETING - MAY 12, 2014 - 6:00 P.M.

ROLL CALL

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

PRESENT/ABSENT

	J. Randy Bishop	
	Eric J. Houghtaling	
	Mary Beth Jahn	
	Kevin B. McMillan	
	Dr. Michael Brantley	
Gene /	Also present: Vito D. Gadaleta, Business Administra Anthony, Township Attorney; and Richard J. Cuttrell,	
Januar	Mayor Brantley announces that the notice requirement on the required advertisement in The Coaster on by 2, 2014, posting the notice on the Board in the Mure Municipal Clerk.	n January 3, 2014 and the Asbury Park Press on
ITEMS	FOR DISCUSSION IN OPEN SESSION	
1.	Discussion – Amendment to snow removal ordinan	nce.
2.	Review Committee calendars/update on outstandin - Various on-going capital improvement projects Reminder that the next Township meeting is Thur	
Res. #	14-254 – Authorize an Executive Session as author	rized by the Open Public Meetings Act.
Offered Vote:	d by: Seconded by: Bishop,; Houghtaling,; Jahn,; N	McMillan,; Brantley,

TOWNSHIP COMMITTEE MEETING - MAY 12, 2014 - 7:00 P.M.

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

ROLL CALL	PRESENT/ABSENT	PRESS REPRESENTATIVES
J. Randy Bishop		Don Stine The Coaster
Eric J. Houghtaling		THE COaster
Mary Beth Jahn		Anthony Panissidi Asbury Park Press
Kevin B. McMillan		
Dr. Michael Brantley		
Also present at the dais: Vito D. G Financial Officer; Gene Anthony, Township		
Silent Prayer and Flag Salute		
The Clerk states, "Fire exits are locat you will be notified by fire alarm and/or public		
Mayor Brantley announces that the republication of the required advertisement in January 2, 2014, posting the notice on the B with the Municipal Clerk. In addition, the me www.neptunetownship.org .	The Coaster on January 3, 201 oard in the Municipal Complex	4 and the Asbury Park Press on and filing a copy of said notice
APPROVAL OF MINUTES		
Motion offered by, meeting held on April 14th.	seconded by,	to approve the minutes of the
REPORT OF THE CLERK		
The Clerk states that the following reports a	and communications are on file	in the Clerk's office:
Senior Center monthly statistics for April.		
A letter from Rosemary Gray thanking Lisa	Gallup, Music Teacher at Gabl	es Elementary School, and her

COMMENTS FROM THE DAIS

grant for Improvements to Central Avenue.

students for performing a Spring Concert at the Senior Center.

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

Notification from the NJDOT that the Township has been awarded a \$250,000 Transportation Trust Fund

PUBLIC COMMENTS ON RESOLUTIONS

Offered by:_____ Seconded by:_____

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. 14-18 – An ordinance to amend Volume I, Chapter VII, Section 7-11 of the Code of the Township of Neptune by establishing a stop intersection at Phoebe Drive and Iris Drive – Final Reading

Explanatory statement: This ordinance authorizes the installation of a stop sign on Phoebe Drive at the intersection with Iris Drive.

Public Hearing:

Vote: Bishop,; Houghtaling,; Jahn,; McMillan,; Brantley,
ORDINANCE NO. 14-19 – An ordinance to add Volume I, Chapter II, Section 2-67 of the Code of the Township of Neptune, entitled "Responsible Contractor Requirements" – Final Reading
Explanatory statement: This ordinance supplements existing contractor qualifications and performance standards required by law, public policy or contracting documents on all contractors and subcontractors that perform significant work on any public facility.
Public Hearing:
Offered by: Seconded by: Vote: Bishop,; Houghtaling,; Jahn,; McMillan,; Brantley, ORDINANCE NO. 14-20 – Bond ordinance providing for the acquisition and installation of various public
safety technology and equipment items, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$400,000 therefor and authorizing the issuance of \$380,000 bonds or notes of the Township to finance part of the cost thereof – First Reading
Explanatory statement: This ordinance provides for the acquisition and installation, as applicable, of various public safety technology and equipment items, including but not limited to, video surveillance systems for various public places and parks, radios, digital signage, community broadcast alert system, and traffic control devices.
Offered by: Seconded by:

Vote:	Bishop,	_; Houghtaling	,	_; Jahn,	;	McMillan,	;	Brantley,	·
The P	ublic Hearing	on Ordinance	14-20 v	vill be held	on T	hursday, I	May 22,	2014.	

RESOLUTIONS TO AMEND AND ADOPT 2014 MUNICIPAL BUDGET

Res. # 14-255 – Approve an a	amendment to approved 2014 Municipal Bud	get.
	Seconded by:; McMillan,;	Brantley,
Res. # 14-256 - Adopt 2014 I	Municipal Budget.	
	Seconded by:; McMillan,;	Brantley,

CONSENT AGENDA

Res. # 14-257 – Authorize assignment of a Special Law Enforcement Officer to Ocean Grove Camp Meeting Association property.

Res. # 14-258 – Authorize the closing of streets in connection with the Ocean Grove Chamber of Commerce vintage auto displays.

Res. # 14-259 - Place lien on various properties,

Res. # 14-260 – Authorize execution of a Developer's/Maintenance Agreement with Jersey Shore University Medical Center for 81 Davis Avenue.

Res. # 14-261 – Authorize submission of a proposal to the Monmouth County Workforce Investment Board for funding for the "Programs Servicing Youth" initiative.

Res. # 14-262 – Authorize Settlement in the matter of Third Garden Park Limited Partnership and Metpark II, LLC v. Township of Neptune, Superior Court of New Jersey, County of Monmouth Law Division Docket No. L-3730-13.

Res. # 14-263 – Authorize Final Change Order #4 to Improvements to the North Riverside Drive Pump Station and approval of the Stipulation of Settlement concerning all claims with Demaio Electrical Company, Inc.

Res. # 14-264 – Accept a grant from the Hazardous Discharge Site Remediation Fund Public Entity Program through the New Jersey Economic Development Authority and the Department of Environmental Protection for site and remedial investigations at 149 South Riverside Drive.

Res. # 14-265 – Authorize submission of a grant application to the United States Department of Justice under the Violent Gang and Gun Crime Reduction Program.

Res. # 14-266 – Authorize the endorsement of the tax sale certificate affecting 1710 West Lake Avenue.

Res. # 14-267 – Support "Click It of Ticket" mobilization efforts.

Res. # 14-268 – Authorize the submission of a 2014 Edward Byrne Memorial Justice Assistance Local

Program Grant application.
Res. # 14-269 – Approve Liberty Fire Company to solicit donations on a public roadway.
Res. # 14-270 – Authorize the transfer of Taxi Medallion License No. 042.
CONSENT AGENDA Offered by: Seconded by: Vote: Bishop,; Houghtaling,; Jahn,; McMillan,; Brantley,
Res. # 14-271 – Authorize Township Engineering Consultant to prepare a Traffic Calming and Safety Improvement Plan for Jumping Brook Road.
Offered by: Seconded by: Vote: Bishop,; Houghtaling,; Jahn,; McMillan,; Brantley,
Res. # 14-272 – Authorize the payment of bills.
Offered by: Seconded by: Vote: Bishop,; Houghtaling,; Jahn,; McMillan,; Brantley,

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

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

ADJOURNMENT

ORDINANCE NO. 14-20

BOND ORDINANCE PROVIDING FOR THE ACQUISITION AND INSTALLATION OF VARIOUS PUBLIC SAFETY TECHNOLOGY AND EQUIPMENT ITEMS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$380,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$400,000, which sum includes \$20,000 as the amount of down payment for said improvement or purpose required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). Said down payment is now available by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$400,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$380,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$380,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

- SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is the acquisition and installation, as applicable, of various public safety technology and equipment items, including but not limited to, video surveillance systems for various public places and parks, radios, digital signage, community broadcast alert system, and traffic control devices, including but not limited to, as applicable, all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.
- (b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$380,000.
- (c) The estimated cost of said improvement or purpose is \$400,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the down payment for said improvement or purpose in the amount of \$20,000.
- SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Monmouth, and/or the Ocean Grove Camp Meeting Association ("OGCMA"), make a contribution or grant in aid to the Township, for the improvement and purpose authorized hereby

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

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

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

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

- (a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The average period of usefulness of said improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is seven (7) years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed

duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$380,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

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

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Township other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$380,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

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

SECTION 11. This bond ordinance sha publication thereof after final adoption as provided by	all take effect twenty (20) days after the f by the Local Bond Law.	first
APPROVED ON FIRST READING:		
APPROVED, PASSED, AND ADOPTED:		
Richard J. Cuttrell, Municipal Clerk	Dr. Michael Brantley, Mayor	

RESOLUTION #14-254 - 5/12/14

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:

Litigation – Update on pending litigation
Personnel – Vacancy on Board of Adjustment
Real Estate negotiations – Blue/Green Acres acquisition
Real Estate negotiations – Request for easement

- 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 #14-255 - 5/12/2014

AUTHORIZE AN AMENDMENT TO APPROVED 2014 MUNICIPAL BUDGET

WHEREAS, the local municipal budget for the year 2014 was approved on the 24th day of March, 2014; and,

WHEREAS, the public hearing on said budget has been held as advertised on April 28, 2014, and,

WHEREAS, it is desired to amend said approved as described below,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, of the County of Monmouth, that the following amendments to the approved budget of 2014 be made:

3	3	
	From	То
GENERAL REVENUES		
3. Miscellaneous Revenues – Section D: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services – Shared Service Agreements Offset With Appropriation	s:	
Fleet Maintenance – Allenhurst, Nept Fire, OG Fire, Neptune BOE	\$150,000.00	\$124,046.29
Liability, Workman's Compensation, and Property Insurance – Neptune Fire, Ocean Grove Fire	\$175,000.00	\$173,343.00
Total Section D: Interlocal Municipal Service Agreements Offset with Appropriations	\$501,250.00	\$473,639.29
SUMMARY OF REVENUES		
3. Miscellaneous Revenues:		
Total Section D: Interlocal Municipal Service Agreements Offset with Appropriations	\$501,250.00	\$473,639.29
Total Miscellaneous Revenues	\$9,780,218.25	\$9,752,607.54

5. Subtotal General Revenues	13,660,715.06	13,633,104.35
6. Amount to be Raised by Taxes for Support Of Municipal Budget (a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	25,517,480.47	25,502,480.47
Total Amount to be Raised by Taxation for Support Of Municipal Budget	26,689,459.47	26,674,459.47
7. Total General Revenues	40,350,174.53	40,307,563.82
8. GENERAL APPROPRIATIONS		
(A) Operations- Excluded from "CAPS"		
Fleet Maintenance – Allenhurst, Nept Fire, OG Fire, Neptune BOE	\$150,000.00	\$124,046.29
Liability, Workman's Compensation, and Property Insurance – Neptune Fire, Ocean Grove Fire	\$175,000.00	\$173,343.00
Public Safety Officer Program	\$ 65,000.00	\$ 50,000.00
Total Shared Service Agreements	\$913,250.00	\$870,639.29
Total Operations – Excluded from "CAPS" Detail:	\$2,670,866.04	\$2,628,255.33
Salaries & Wages Other Expenses	\$442,575.00 \$2,228,291.04	\$427,575.00 \$2,200,680.00
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	\$7,461,747.53	\$7,419,136.82
(O) Total general Appropriations – Excluded From "CAPS"	\$7,461,747.53	\$7,419,136.82
(L) Subtotal General Appropriations	38,444,317.53	38,401,706.82
9. Total General Appropriations	40,350,174.53	40,307,563.82

SUMMARY OF APPROPRIATIONS

(A) Operations – Excluded from "CAPS"

Shared Service Agreements	913,250.00	870,639.29
Total Operations Excluded from "CAPS"	2,670,866.04	2,628,255.33
Total General Appropriations	40,350,174.53	40,307,563.82

BE IT FURTHER RESOLVED, that said budget amendment shall be published in The Coaster in the issue of May 15, 2014 and that notice is hereby given that a Public Hearing on this budget amendment will be held on Thursday, May 22, 2014 at 7:00 p.m. at the Neptune Municipal Complex, 25 Neptune Blvd, Neptune, NJ; and,

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for her certification of the local municipal budget so amended and that a copy be forwarded to the Chief Financial Officer and the Township Auditor.

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-256 - 5/12/14



40,307,563.82

ADOPT 2014 TOWNSHIP OF NEPTUNE MUNICIPAL BUDGET

BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$25,502,480.47 for municipal purposes; and, \$1,171,979.00 for the minimum library levy:

General Revenues

Total General Appropriations

Surplus Anticipated Miscellaneous Revenues Anticipated Receipts from Delinquent Taxes Local Tax for Municipal Purposes Local Tax for Minimum Library Levy	2,762,000.00 9,752,607.54 1,118,496.81 25,502,480.47 1,171,979.00
Total Revenues	40,307,563.82
General Appropriations	
Within "CAPS" Operations including contingent Deferred Charges and Statutory Expenditures	27,890,900.00 3,091,670.00
Excluded from "CAPS" Operations Capital Improvements Municipal Debt Service Deferred Charges Reserve for Uncollected Taxes	2,628,255.33 100,000.00 3,897,881.49 793,000.00 1,905,857.00

RESOLUTION #14-257 - 5/12/14

AUTHORIZE ASSIGNMENT OF A SPECIAL LAW ENFORCEMENT OFFICER TO OCEAN GROVE CAMP MEETING ASSOCIATION PROPERTY

WHEREAS, the Ocean Grove Camp Meeting Association has requested the use of a Special Law Enforcement Officer for eight hours a day from May 15, 2014 to October 15, 2014 to patrol the boardwalk, beach, auditorium/tent colony and surrounding area presently owned by the Camp Meeting Association for the purpose of enforcing NJ state statutes and municipal ordinances; and.

WHEREAS, the Township has agreed to assign an officer for this purpose; and,

WHEREAS, the Ocean Grove Camp Meeting Association will reimburse the Township at a rate of \$20.00 per hour for this officer,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the assignment of a Township of Neptune Special Law Enforcement Officer for eight hours a day from May 15, 2014 to October 15, 2014 at a rate of \$20.00 per hour (total cost of \$24,230) paid for by the Ocean Grove Camp Meeting Association for the purpose of patrolling Camp Meeting Association property to enforce applicable NJ state statutes and municipal ordinances; and,

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-258 - 5/12/14

AUTHORIZE THE CLOSING OF STREETS IN CONNECTION WITH THE OCEAN GROVE CHAMBER OF COMMERCE VINTAGE AUTO DISPLAYS

WHEREAS, the Ocean Grove Chamber of Commerce has scheduled two vintage auto displays for Saturday, May 17, 2014 and Saturday, September 20, 2014, on Main Avenue in Ocean Grove; and,

WHEREAS, it is necessary to designate temporary no parking and close two blocks of Main Avenue and two blocks of Pilgrim Pathway prior to and during the events; and,

WHEREAS, the Police Department has reviewed and approved these closures,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary closure and posting of temporary no parking on Main Avenue between New York Avenue and Central Avenue and Pilgrim Pathway between Heck Avenue and Olin Street from 7:00 A.M. to 6:00 P.M. on Saturday, May 17, 2014 and Saturday, September 20, 2014; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-259 - 5/12/14

PLACE LIEN ON VARIOUS PROPERTIES

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

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

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

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

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

BLOCK/LOT	<u>ADDRESS</u>	AMOUNT
188/13	125 Anelve Avenue	\$ 690.00
180/3	412 Myrtle Avenue	780.00

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-260 - 5/12/14

AUTHORIZE EXECUTION OF A DEVELOPER'S/MAINTENANCE AGREEMENT WITH JERSEY SHORE UNIVERSITY MEDICAL CENTER FOR BLOCK 3000, LOT 8 81 DAVIS AVENUE

WHEREAS, Jersey Shore University Medical Center applied for and was granted relief for the installation of one freestanding sign and four awnings with signage at the building entrances to 81 Davis Avenue before the Zoning Board of Adjustment; and,

WHEREAS, Jersey Shore University Medical Center has agreed to enter into a Developer's/Maintenance Agreement with the Township of Neptune to guarantee the faithful performance of the obligations and representations associated with the application before the Zoning Board of Adjustment; and,

WHEREAS, it is in the best interest of the citizens of the Township of Neptune to enter this Developer's/Maintenance Agreement with Jersey Shore University Medical Center to ensure the proper development of the aforesaid parcel and guaranteed maintenance of items and improvements made on said parcel,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk are hereby authorized to execute the aforesaid Developer's/Maintenance Agreement with Jersey Shore University Medical Center for compliance with the Zoning Board of Adjustment's Resolution ZBA14/06 concerning Block 3000, Lot 8, 81 Davis Avenue, and representations upon submission and approval of all conditions arising from the aforesaid Resolution, and return the same to the Township Attorney for recording in the Clerk's office of Monmouth County; and,

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-261 - 5/12/14

AUTHORIZE SUBMISSION OF A PROPOSAL TO THE MONMOUTH COUNTY WORKFORCE INVESTMENT BOARD FOR FUNDING FOR THE "PROGRAMS SERVICING YOUTH" INITIATIVE

WHEREAS, the Township of Neptune, in partnership with the Midtown Urban Renaissance Corporation, desires to submit a proposal to the Monmouth County Workforce Investment Board for \$40,000 in funding for the Programs Servicing Youth initiative; and,

WHEREAS, Programs Servicing Youth is a 12 month employment and training program for ten (10) youths designed to improve the success rate for "out-of-school" youth with an emphasis on strong linkages between academic and occupational skills training, work readiness and/or preparation for post secondary educational or unsubsidized employment opportunities and will include a core programming activity while incorporating an intensive work readiness life skills component; and,

WHEREAS, there are no local matching funds required,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the submission of a proposal, in partnership with the Midtown Urban Renaissance Corporation, to the Monmouth County Workforce Investment Board for \$40,000 in funding for the Programs Servicing Youth initiative as described herein; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Business Administrator, Community Projects Coordinator, Chief Financial Officer and Grants Coordinator.

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014



RESOLUTION #14-262 - 5/12/14

AUTHORIZE SETTLEMENT IN THE MATTER OF THIRD GARDEN PARK LIMITED PARTNERSHIP AND METPARK II, LLC v. TOWNSHIP OF NEPTUNE, SUPERIOR COURT OF NEW JERSEY, COUNTY OF MONMOUTH LAW DIVISION DOCKET NO. L-3730-13

WHEREAS, this matter was brought by Third Garden Park Limited Partnership and Metpark II, LLC, against the Township of Neptune, challenging its Rent Control Ordinance; and

WHEREAS, the parties have reached a settlement, as evidenced by a Stipulation of Settlement, attached hereto and made a part hereof as Exhibit "A", setting forth the rights and obligations of the parties,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the governing body hereby authorizes settlement in the above referenced matter as set forth in the Stipulation of Settlement attached hereto as Exhibit "A" and authorizes the Mayor and Township Clerk to execute the aforesaid Stipulation of Settlement as stated; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Township Attorney and Rent Leveling Board Secretary.

RESOLUTION #14-263 - 5/12/14

AUTHORIZE FINAL CHANGE ORDER #4 TO IMPROVEMENTS ON THE NORTH RIVERSIDE DRIVE PUMP STATION, AND APPROVAL OF THE STIPULATION OF SETTLEMENT CONCERNING ALL CLAIMS WITH DEMAIO ELECTRICAL COMPANY, INC.

WHEREAS, the Township of Neptune awarded a contract to DeMaio Electrical Company, Inc., for electrical improvements to the North Riverside Drive Pump Station in the amount of \$495,000.00; and

WHEREAS, the Township Committee approved Change Order #1 by adoption of Resolution #13-309 which increased the contract amount by \$6,363.00; and,

WHEREAS, the Township Committee approved Change Order #2 by adoption of Resolution #13-451 which increased the contract amount by \$22,898.00; and,

WHEREAS, the Township Committee approved Change Order #3 by adoption of Resolution #13-474 which increased the contract amount by \$7,500.00; and,

WHEREAS, of the original contract in the amount of \$495,000.00, the contractor claimed additional costs and expenses in the amount of \$35,450.00, as well as disputed payment under Line Item entitled, "Carpentry;" and

WHEREAS, after negotiations with the contractor and his attorney, and the Neptune Township Engineer, Leanne Hoffmann and the on-site engineer for the Township, Roberts Engineering Group, LLC and the Township Attorney, Gene J. Anthony, Esq., it is recommended that all claims be settled by DeMaio Electrical Company, Inc., providing the Township with a \$1,000.00 credit to the Line Item entitled, "Carpentry" and that all other claims in the amount of \$35,450.00 be settled by way of Stipulation of Settlement and by a Change Order in the amount of \$15,000.00; and,

WHEREAS, funds for this purpose will be provided in the Special Emergency Appropriation – Sewer Utility and Ordinance No. 12-14, and the Chief Financial Officer has so certified in writing,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Neptune that the governing body hereby authorizes the Mayor and Township Clerk to sign a Stipulation of Settlement and approval of Change Order #4 with regard to the North Riverside Drive Pump Station project that will allow the Township to receive a \$1,000.00 credit under "Carpentry" and allow payment to the contractor, DeMaio Electrical Company, Inc., in the amount of \$15,000.00 of the \$35,450.00 claim, and will release all parties of any other claims or responsibilities therein, resulting in a final contract amount of \$546,761.00; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

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RESOLUTION #14-264 - 5/12/14

ACCEPT A GRANT FROM THE HAZARDOUS DISCHARGE SITE REMEDIATION FUND PUBLIC ENTITY PROGRAM THROUGH THE NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR SITE AND REMEDIAL INVESTIGATIONS AT 149 SOUTH RIVERSIDE DRIVE

WHEREAS, the Township of Neptune has applied for and has been awarded a grant in the amount of \$268,194.00 from the Hazardous Discharge Site Remediation Fund Municipal Grant Program through the Department of Environmental Protection and the New Jersey Economic Development Authority for Site Investigation and Remedial Investigation on the property located at 149 South Riverside Drive,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the above referenced grant is hereby accepted and the Mayor is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the Township of Neptune; and,

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the New Jersey Economic Development Authority, the Chief Financial Officer, Business Administrator and Administrative Assistant to the C.F.O.

	Date Adopted by Committee: May 12, 2014
(seal)	
Attest:	Dr. Michael Brantley, Mayor
Richard J. Cuttrell, Clerk	

RESOLUTION #14-265 - 5/12/14

AUTHORIZE SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF JUSTICE UNDER THE VIOLENT GANG AND GUN CRIME REDUCTION PROGRAM (PROJECT SAFE NEIGHBORHOODS)

WHEREAS, the United States Department of Justice, Bureau of Justice Assistance is accepting applications from municipal governments for Violent Gang and Gun Crime Program Grants (Project Safe Neighborhoods) to create safer neighborhoods through a sustained reduction in crime associated with gang and gun violence; and,

WHEREAS, the Township of Neptune desires to submit an application to obtain funding in the amount of \$500,000.00 to place street crime units from multiple jurisdictions in target areas and monitor improvements in the crime result as a result of this initiative; and,

WHEREAS, there are no local matching funds required,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey hereby authorizes the submission of a grant application to the United States Department of Justice, Bureau of Justice Assistance Violent Gang and Gun Crime Program in the amount of \$500,000.00 for the purpose as described herein; and,

BE IT FURTHER RESOLVED, that the Mayor, Clerk and Acting Director of Police are hereby authorized to execute the required grant application and to provide submittals and documentation as required by the United States Department of Justice; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Business Administrator, Deputy Chief of Police, Acting Police Director and Grant Coordinator.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-266 - 5/12/14

AUTHORIZE THE ENDORSEMENT OF THE TAX SALE CERTIFICATE AFFECTING BLOCK 217, LOT 487 (1710 WEST LAKE AVENUE)

WHEREAS, all the taxes, costs and interest have been paid on the Tax Title Lien Certificate affecting the property listed below,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and they are hereby authorized to endorse for cancellation the Tax Title Lien Certificate affecting Block 217, Lot 487 (1710 West Lake Avenue); and,

BE IT FURTHER RESOLVED, that a copy of this resolution and the endorsed Tax Sale Certificate be forwarded to the Tax Collector.

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-267 - 5/12/14

SUPPORT CLICK IT OR TICKET MOBILIZATION EFFORTS

WHEREAS, there were 545 motor vehicle fatalities in New Jersey in 2013; and,

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and,

WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and,

WHEREAS, the National Highway Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975 and 2000; and,

WHEREAS, the State of New Jersey will participate in the nationwide *Click it or Ticket* safety belt mobilization from May 19, 2014 until June 1, 2014 in an effort to raise awareness and increase seat belt usage through a combination of education and enforcement; and,

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 91% to 92%; and,

WHEREAS, a further increase in seat belt usage in New Jersey 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 Click It or Ticket seat belt mobilization both locally and nationally from May 19, 2014 through June 1, 2014 and pledges to increase awareness of the mobilization and the benefits of seat belt use; and,

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-268 - 5/12/14

AUTHORIZE THE SUBMISSION OF A 2014 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE LOCAL PROGRAM GRANT APPLICATION

WHEREAS, the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance has posted the availability of grant funds for the Edward Byrne Memorial Justice Assistance Local Grant Program FY 2014, which provides a no match funding source to local units of government for law enforcement and justice initiative purposes. The aggregate of the available funds for the eligible Monmouth County Communities is \$59,448.00 and Neptune Township along with Asbury Park and Long Branch are eligible to share in this funding; and,

WHEREAS, the Police Departments from each of the communities desires to apply for this program for the purpose of purchasing Communication Equipment, Information Technology, Surveillance and Security technology along with the eligible related training and supplies to advance the public safety and the efficiency of the Police Departments,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that, the Mayor or his designee, the Chief Financial Officer and the Deputy Chief of Police, be and are hereby authorized to submit a 2014 Edward Byrne Memorial Justice Assistance Local Assistance Grant Program application to participate in the sharing of the aggregate of the Monmouth County funding and the Deputy Chief Of Police be and is hereby authorized to enter into an agreement in the form of a Memorandum of Understanding with Monmouth County, Asbury Park and Long Branch to administer this grant; and,

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-269 - 5/12/14

APPROVE LIBERTY FIRE COMPANY TO SOLICIT DONATIONS ON A PUBLIC ROADWAY

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

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

WHEREAS, the Deputy Chief of Police has approved said request,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Liberty Fire Company be and is hereby authorized to solicit donations at Highway 35 and West Bangs Avenue on the following dates and times:

May 23, May 24, May 31, June 21, July 5, August 9, August 30, August 31 and September 6 from 8:00 a.m. to 4:00 p.m.

July 4, August 8, August 29 from 4:00 p.m. to 8:00 p.m.

September 1 from 8:00 a.m. to 1:00 p.m.

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-270 - 5/12/14

APPROVE THE TRANSFER OF TAXI MEDALLION LICENSE NO. 042

WHEREAS, Will Williams is the owner of Neptune Township Taxi Medallion No. 042; and,

WHEREAS, he has notified the Taxi License Coordinator of the intent to sell and transfer ownership of said medallion to Ibrahem Abdo-Abdelwahed; and,

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

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that approval is hereby granted for the transfer of Taxi Medallion License No. 042 to Ibrahem Abdo-Abdelwahed; and,

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-271 - 5/12/14

AUTHORIZE TOWNSHIP ENGINEERING CONSULTANT TO PREPARE A TRAFFIC CALMING AND SAFETY IMPROVEMENT PLAN FOR JUMPING BROOK ROAD

WHEREAS, the Township desires to engage the services of an Engineering Consultant from the Township's approved list of Consultants to prepare a Traffic Calming and Safety Improvement Plan for Jumping Brook Road between Route 33 and Route 66; and,

WHEREAS, Sam Schwartz Engineering has submitted a proposal to perform this work; and,

WHEREAS, the Township Engineer recommends that Sam Schwartz Engineering perform the work based on expertise in traffic calming and roadway designs; and,

WHEREAS, funds for this purpose will be provided in the 2014 municipal budget in the appropriation entitled Engineering O.E., and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes Sam Schwartz Engineering to perform the services as stated herein at an amount not to exceed \$20,000.00; and,

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014

RESOLUTION #14-272 - 5/12/14

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	174,617.04
FEDERAL & STATE GRANT FUND	2,742.50
TRUST OTHER	129,067.59
GENERAL CAPITAL FUND	208,725.05
SEWER OPERATING FUND	7,547.06
MARINA OPERATING FUND	8,600.67
MARINA CAPITAL FUND	2,975.00
DOG TRUST	408.00
LIBRARY TRUST	782.56
BILL LIST TOTAL	\$535,465.47

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 05/12/2014