

TOWNSHIP COMMITTEE MEETING – MAY 22, 2017

Mayor Brantley called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: Robert Lane, Jr., Kevin B. McMillan, Carol Rizzo, Nicholas Williams and Mayor Michael Brantley.

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

Mayor Brantley 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 on January 5, 2017 and The Coaster on January 12, 2017, 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:

The Committee discussed the ordinance regulating invasive plants which is on this regular meeting for introduction. Mr. Gadaleta stated that Bill Doolittle, Director of Code, had some questions regarding the first draft so changes were made. Poison ivy and poison oak were removed and some enforcement questions were addressed. There may be the need to further amend in the future depending on enforcement issues. The ordinance states that invasive plants cannot encroach on a neighboring property and cannot be planted at all moving forward. Mr. Gadaleta will get information out in the newsletter and to the property owner associations. The Township Environmental/Shade Tree Commission supports the ordinance. Ms. Rizzo stated that the Township should consider a mailing to get the information out to the public. Mr. Anthony stated that initially there will be a warning to resolve the matter, then a violation would be issued if the matter persists.

The Committee discussed the ordinance regulating property maintenance at construction sites in Ocean Grove which is on this regular meeting for introduction. Ms. Rizzo stated that this concept is from a safety perspective. She has spoken to David Shotwell from the Ocean Grove Fire Department about ideas to reduce the fire threat in Ocean Grove. These regulations will sure up construction sites by requiring fencing around construction sites, major renovations and demolitions. The ordinance will only apply to Ocean Grove because of the close proximity of structures.

The Mayor asked Theresa Turner to address the Committee regarding the proclamation of June 2nd as Gun Violence Awareness Day. Ms. Turner stated she represents Moms Demand Action, a non-partisan group that supports the right to have firearms but wants to reduce the amount of gun violence. She encouraged all to wear orange on June 2nd to honor a young woman killed in Chicago days after attending the inauguration of President Obama.

Mr. Bascom stated that the capital plan has been distributed to the Committee. He submitted an equipment list to the Monmouth County Improvement Authority lease program which will include 2017 and 2018 purchases. The MCIA will be providing funding information shortly. Mr. Bascom wants to move forward with several capital items so that they can be included in the upcoming bond issuance. These items include 2017 Road Program, 11th Avenue sewer rehabilitation project, Seaview Island lighting, and improvements to the Municipal Building roof

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

Mr. McMillan offered the following resolution, moved and seconded by Mr. Lane, 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:

Contract negotiations – RFP for Redevelopment Attorney.

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: Lane, aye; McMillan, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

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

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

Mayor Brantley called the meeting to order and requested the Clerk to call the roll. The following members were present: Robert Lane, Jr., Kevin B. McMillan, Carol Rizzo, Nicholas Williams and Mayor Michael Brantley.

Also present at the dais were Richard J. Cuttrell, Municipal Clerk; Vito D. Gadaleta, Business 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 rear of the room and to my right. In case of fire you will be notified by bell and or public address system, then proceed to the nearest smoke-free exit"

Mayor Brantley 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 on January 5, 2017 and The Coaster on January 12, 2017, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at www.neptunetownship.org.

APPROVAL OF MINUTES

Mr. Williams offered a motion, seconded by Ms. Rizzo, to approve the minutes of the meeting held on April 24th. All were in favor.

PROCLAMATION

The Mayor proclaimed June 2nd as Gun Violence Awareness Day in the Township of Neptune.

PRESENTATION

The Mayor presented a proclamation Bil Rosen, EMS Manager; and Matt Coleman, EMS volunteer; designating the week of May 21st through May 27th as Emergency Medical Services Week.

COMMENTS FROM THE DAIS

Mr. McMillan stated that he presented a proclamation to the Monmouth County Cotillion Committee and attended the Autism Walk at First Energy Park on May 7th.

Mr. Lane stated that he presented a scholarship, with Assemblyman Houghtaling, Randy Bishop and the Commander of American Legion Post 346, at the Neptune NJROTC Military Ball. The Memorial Day Parade will be on May 29th at 10am and Lt. Col. Michael LaPoint will speak. There will also be a ceremony at Veterans Memorial park on May 30th at 7:00 p.m.

Ms. Rizzo stated that she met with realtors from Ocean Grove regarding concerns with the Code/Construction Department. She also spoke to realtors in the remainder of Neptune who expressed the same concerns. She is working with Mr. Lane to resolve the issues. As a Trustee on the Economic Development Corporation, she met with JSUMC about jobs for your people. She attended the May 16th meeting of the Library Board of Trustees. Makerspace was discussed and the Summer Reading Program starts June 19th. On May 18th, she travelled with Reverends Pierce and Lee to New York City so that they could speak at the Possibility Project which is a theatre arts

program for at-risk New York City youth. She thanked the Township EMTs adding that they are an essential part of the Township and are always there to help. Finally, she announced that Central Avenue will be stripped on May 24th and 25th.

Mr. Williams stated that he attended the Cops vs. Kids volleyball game. It was great to see the high school students interact with the police. He thanked Sgt. Washington for putting it together.

Mayor Brantley met with other elected officials on redevelopment ideas. He attended the NJ Black Elected Officials meeting and four of the gubernatorial candidates spoke. On May 18th, MURC sponsored a community policing forum led by a police officer from Montclair. He stated that Neptune is on par with the ideas expressed by the officer and the Township's community policing policies and initiatives are in good shape.

PUBLIC COMMENTS ON RESOLUTIONS

The Mayor requested comments from the public regarding resolutions presented on this agenda. There were no comment.

ORDINANCE NO. 17-13 - ADOPTED

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

ORDINANCE NO. 17-13

AN ORDINANCE AUTHORIZING DEED OF EASEMENT AND RIGHT-OF-WAY AGREEMENT FOR SEWER LINE PURPOSES WITH NEW YORK CONCOURSE, LLC AND BREW 35, INC., LOTS 2-14, BLOCK 5605 ON THE TAX MAP OF THE TOWNSHIP OF NEPTUNE

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

The ordinance was adopted on the following vote: Lane, aye; McMillan, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

ORDINANCE NO. 17-14 - TABLED

ORDINANCE NO. 17-14

BOND ORDINANCE PROVIDING FOR SHARK RIVER BULKHEAD IMPROVEMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,200,000 THEREFOR (INCLUSIVE OF A \$835,529.25 FEMA GRANT) AND AUTHORIZING THE ISSUANCE OF \$346,245.75 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

The Mayor requested comments on the above ordinance and they were as follows:

The Mayor stated that at the last meeting, the Committee heard comments and concerns. This ordinance allows the Township to accept FEMA funding and use these funds to design a project and make improvements. Adoption of this ordinance will allow us to hire a coastal engineer to come up with project concepts that includes a mix of bulkheading and living shoreline, as appropriate. Once hired, the engineer will work with stakeholders to obtain public input to protect our community and vitality of our shoreline.

Kira Lang, 135 Clinton Avenue, stated that the FEMA grant for bulkheading is a bad idea and residents are not in favor. She asked the Committee to reconsider because almost 100% are opposed. The tide cannot be held back by a wall and people living on the shore assume the risk of flooding. A living shoreline is a better solution and provides a better visual appeal. The current bulkhead plan is destructive and creatures will become victims to the wall. She asked that the grant be reconsidered, get real input from the residents and leave the feds out. This is a beautiful shoreline and needs to remain that way.

The Mayor stated that accepting this money does not mean we are building a wall, it will allow us to look at a combination of a wall and living shoreline to protect our infrastructure.

Arlene Sciarappa, 114 Tucker Drive, Neptune City, Shark River Cleanup Coalition, thanked the administration for providing the project application from 2010. She reviewed the application and it states that residents on a number of roads in the area are impacted by these waters. She asked if those residents were questioned for their input. Mr. Gadaleta stated there was public advertisement to receive public comment. The public had the opportunity to provide comments to FEMA and NJDEP. Mr. Gadaleta added that the advertisement was in the newspaper and when the project goes through the permitting process, everyone within 200 feet will receive a certified letter to comment as to the permit. There will be opportunity for public input throughout process. Ms. Sciarappa stated that the application indicates a composite bulkhead to a level of 10 feet. She asked if that was to sea level. Mr. Gadaleta stated mean low water. She stated that the proposed bulkhead will be 35 feet back from existing bulkhead line. Mr. Gadaleta stated that it will be between the road and interior section of remaining bulkhead. She stated the application states flooding occurs two or three times a month and costs the Township about \$7500 a year which seems that there are not a lot of storms that impacted this area. Mr. Gadaleta stated that it is the combination of large storms and ongoing flood during rain full moon tides that continue to erode. This may not always affect individual properties, but our infrastructure continues to erode. Mr. Gadaleta added that this is a mitigation project and has yet to be designed. It will be ongoing process to determine a hybrid of hard scape and living shoreline.

Michael Pullano, 28 Albany Road, stated that he had a wall put up in front of his house without any notice. He asked how will water return to the river if water goes over the wall. The Township needs to notify more than just a 200 foot radius. Notification should go beyond because only one property was notified so his neighborhood had no notice and no options. Mr. Gadaleta stated that he met with Mr. Pullano and other residents on May 19th. A beautification project is forthcoming with a picket fence and landscaping. Mr. Gadaleta stated that 28 properties were notified about the bulkhead along the Concourse, not just one. He added that there will be public input on this project.

Dr. James Chenitz, Shark River Hills, asked for clarification that the plans are not done because the FEMA application only references bulkheading. Mr. Gadaleta stated that when the application was submitted, living shoreline was not an option. The application can be modified once the design is developed. In response to further questions, Mr. Gadaleta stated if the project does not proceed, the Township will not expend the money, any engineering costs will come from the approved appropriation, and the Township has not obtained any engineering proposes as of yet. Dr. Chenitz stated the Township should look at the feasibility of the project before accepting the grant.

Carol Imbriaco, 102 Sheldon Avenue, asked if FEMA will approve anything other than the wall. Mr. Gadaleta stated if the Township submits amendments to include living shorelines and FEMA indicates that they will no longer fund the project, the Township cannot do the project.

Susan Chenitz, 632 South Riverside Drive, quoted certain aspects of the project application. She stated that Sandy would have breached the proposed bulkhead. The project will remove beach and vegetation. Bulkheading is outdated and will affect the ecosystem.

The Mayor stated that these are valid concerns by the community but we cannot respond to all of the questions at this meeting. He suggested that perhaps the Township should respond in writing. He added that the Township is not looking for free money, but is trying to minimize damage and protect the area. He acknowledged that the project will not prevent damage in the event of another storm like Sandy. He concluded that the Township will not exclude the community from the planning process.

Ms. Rizzo stated that this ordinance authorizes the grant. We need the money to get the study. The river means a lot to her and we get an engineer to prepare for the township and the residents to see. The Township cannot prepare a plan until this ordinance is passed to provide funding to get the engineer.

Mr. Gadaleta stated this ordinance allow us to accept the FEMA grant and provide matching funds. The ordinance is a financing vehicle to expend dollars to proceed to the next step.

Jack Bredin, 94 ½ Heck Avenue, asked if the grant is specifically for this project or can it be used elsewhere. Mr. Gadaleta stated that the funding is locked into South Riverside Drive. Mr. Bredin stated that he thought the ordinance would be pulled from the agenda after the comments made by the public at the last Township meeting. He stated that back in the 1920s, a bulkhead was built along the Palisades in northern NJ, but it is 7 miles long. If you do not build a long enough

bulkhead, it is useless.

Stephanie Seyr, 611 South Riverside Drive, asked if the grant money is locked into this specific project. Mr. Gadaleta stated yes and this is one of multiple areas that the Township applied for funding to deal with flood mitigation. Ms. Seyr asked if the money was just for a study. Mr. Gadaleta stated that the ordinance provides for design and construction as well. The process will be to hire a consultant to design concepts for the hazard mitigation project which could include both hardscape and living shoreline which will then be vetted to the public. The Township Committee will then have to decide on whether or not to proceed. Ms. Seyr stated that if anything other than living shoreline is proposed, she does not approve of the project.

Bill Burdge, 114 Durand Road, stated that the Township is on the right track with this project. When people wake up one day and South Riverside Drive is gone, they will be complaining. The bulkhead will prevent land from being washed out to sea.

At this point the Mayor recommended that the ordinance be tabled and asked that a meeting be set up for the community to discuss ideas about the best way to do the project.

Mr. Williams offered a motion, seconded by Mr. Lane, to table Ordinance No. 17-14 indefinitely. All were in favor.

ORDINANCE NO. 17-15 - APPROVED

Mr. McMillan offered the following ordinance, moved and seconded by Mr. Williams, that it be approved:

ORDINANCE NO. 17-15

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XII, OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING SECTION 12-6 ENTITLED "INVASIVE PLANTS"

The ordinance was approved on the following vote: Lane, aye; McMillan, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

ORDINANCE NO. 17-16 - APPROVED

Mr. Lane offered the following ordinance, moved and seconded by Mr. McMillan, that it be approved:

ORDINANCE NO. 17-16

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XII, SECTION 12-1.2 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY SUPPLEMENTING THE BOCA NATIONAL PROPERTY MAINTENANCE CODE BY ADDING REGULATIONS FOR CONSTRUCTION SITES WITHIN THE OCEAN GROVE HISTORIC DISTRICT

The ordinance was approved on the following vote: Lane, aye; McMillan, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

ORDINANCE NO. 17-17 - APPROVED

Mr. Williams offered the following ordinance, moved and seconded by Ms. Rizzo, that it be approved:

ORDINANCE NO. 17-17

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF NEPTUNE BY ADDING THE DEFINITION OF EXEMPT DEVELOPMENT AND AMENDING THE DEFINITION OF MINOR SITE PLAN IN SECTION 201

The ordinance was approved on the following vote: Lane, aye; McMillan, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

Mr. Cuttrell stated that the public hearings on Ordinances 17-15, 17-16 and 17-17 will be held on Monday, June 12th.

CONSENT AGENDA

Mr. McMillan offered the following resolutions of the Consent Agenda, moved and seconded by Mr. Lane, that they be adopted:

AUTHORIZE EARLY OPENING FOR THE HEADLINER NIGHTCLUB ON MAY 26, 2017

WHEREAS, the Headliner Nightclub has announced that it is hosting a live broadcast of the WFAN Boomer & Carton Morning Radio Program on Friday, May 26, 2017; and,

WHEREAS, the Program begins live coverage at 6:00 a.m. and the Headliner has requested special authorization to open and serve alcoholic beverages beginning at 5:30 a.m. on that day only; and,

WHEREAS, municipal ordinance establishes 7:00 a.m. as the opening time for consumption of alcoholic beverages on licensed premises; and,

WHEREAS, the Police Department has reviewed and approved this request to permit the sale of alcoholic beverages beginning at 5:30 a.m. on May 26th only,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes an extension to the operating hours of the Headliner Nightclub, 1401 Highway 35, to sell alcoholic beverages for on-premise consumption only beginning at 5:30 a.m. on Friday, May 26, 2017 (closing time remains 2:00 a.m.); and,

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

SUPPORT CLICK IT OR TICKET MOBILIZATION EFFORTS

WHEREAS, there were 604 motor vehicle fatalities in New Jersey in 2016; 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 22, 2017 through June 4, 2017 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 93% to 95%; 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 22, 2017 through June 4, 2017 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.

ACCEPT THE RESIGNATION OF LUIS PEREZ AS A DRIVER IN THE PUBLIC WORKS DEPARTMENT

WHEREAS, the Human Resources Director has received a letter from Luis Perez resigning

as a Driver in the Public Works Department effective May 5, 2017,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Luis Perez as a Driver in the Public Works Department is hereby accepted effective May 5, 2017; and,

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

AUTHORIZE THE EXECUTION OF AN INTERLOCAL SERVICE AGREEMENT WITH NEPTUNE TOWNSHIP FIRE DISTRICT #2 TO PARTICIPATE WITH THE SPECIAL OPERATIONS UNIT

WHEREAS, the Township of Neptune and Neptune Fire District #2 mindful of their duties and responsibilities to protect and maintain the public health, safety and welfare of its inhabitants, find it necessary to provide a Special Operations Unit to provide specialized rescue services in response to an emergency or disaster requiring specialized equipment and or training in rescue operations that are not currently provided by any emergency response organization based within Neptune Township; and,

WHEREAS, the Township and Neptune Fire District #2 have determined that their best interests would be served by the utilization of the resources and services of the Township of Neptune for said purpose; and,

WHEREAS, the Township of Neptune and Neptune Township Fire District #2 desire to enter into an Interlocal Service Agreement pursuant to N.J.S.A. 40:8A-1 et seq. for the Township and District to cooperatively equip, train and participate in the Special Operations Unit; and,

WHEREAS, the Township will acquire and maintain a Special Operations Unit including acquisition of equipment and training and use of Township facilities; and,

WHEREAS, the Fire District shall provide insurance and record keeping of certifications and required classes for its members,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Interlocal Services Agreement with Neptune Fire District No. 2, a copy of which is on file in the Office of the Municipal Clerk, providing for the establishment of a Special Operations Unit for a period beginning with the execution of said agreement through December 31, 2019, and renewable for five year periods thereafter by mutual consent of the parties hereto; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the O.E.M. Director and Neptune Fire District No. 2.

EXTEND OFFER OF EMPLOYMENT FOR A PART-TIME CUSTOMER SERVICE REPRESENTATIVE IN THE VITAL STATISTICS DEPARTMENT

WHEREAS, there is a need for a part-time Customer Service Representative in the Vital Statistics Department; and,

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

WHEREAS, the Registrar and Human Resources Director have made their recommendation; and,

WHEREAS, funds will be provided in the 2017 municipal budget in the appropriation entitled Public Health Services and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that an offer of employment is hereby extended to Tamikia Rowe as a part-time Customer Service Representative in the Vital Statistics Department, effective May 30, 2017, contingent upon successful completion of a medical evaluation, at an hourly rate of \$15.00; and,

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

RECLASSIFY EMPLOYEES TO THE POSITION OF HEAVY EQUIPMENT OPERATOR IN THE PUBLIC WORKS DEPARTMENT

Substitute Role Models \$10.00/hour 6.5 hours/day 30 days

Alfred Reneau Meisha Bacon Leah Askew
Aaliyah Lopez Raeven Vinsen

(Employees are hired from the list as needed based on enrollment)

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

EMPLOY TEMPORARY SEASONAL PERSONNEL FOR THE MUNICIPAL ALLIANCE SUMMER PROGRAM

WHEREAS, the Municipal Alliance Against Alcoholism and Drug Abuse will be sponsoring a Summer Program; and,

WHEREAS, applications were received and the following qualified applicants were recommended for hire by the Alliance Coordinator; and,

WHEREAS, funds will be provided in the 2017 Municipal Budget in the appropriation entitled DEDR – Drug and Alliance Grant and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following persons be employed in the Municipal Alliance Summer Program from June 29, 2017 to July 27, 2017 for the number of hours as specified herein,

Coordinator \$15.00/hour 67 hours

Tom Shields

Bus Drivers \$14.00/hour 60 hours

Janie Sue Masco (sub)

Role Models \$14.00/hour 60 hours

Kyle Lewis Marajiah Bacon Nykell Lane

Substitute Role Model \$14.00/hour 3 hours/day

Reid Cashour Allison Curry Barry Brown
Briana Brown Arien Harris Marquice Brownreed
Stephanie Hogarth Alfred Reneau Sunbal Jamsned
Sierra Hollins D’Naja Jeffries Ralph McLean
Kayla Hollins Meisha Bacon Leah Askew
Aaliyah Lopez Raeven Vinsen

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

ESTABLISH FEE SCHEDULE FOR EMERGENCY MEDICAL SERVICES

WHEREAS, the Township has established a third-party payment plan for emergency medical services provided by Township EMS staff whereby taxpayers are not responsible for co-payments; and,

WHEREAS, in accordance with the enabling ordinance, the Township desires to set a fee schedule for items and services; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following fee schedule is hereby adopted for services provided by Neptune Township Emergency Medical Services to be billed in accordance with the provisions of Ordinance No. 16-07:

Basic Life Support Response/Transport Fee - \$700 (as established by Ordinance 16-07)

Non-Emergency transport (Scheduled) - \$500
 Refusal of Medical Attention or Transport (with or without treatment) -\$150
 Additional crew required to assist/transport - \$125
 Epinephrine Auto Injector - \$200
 Continuous Positive Airway Pressure - \$75
 Automatic External Defibrillator - \$95
 Collar - \$35
 Oxygen - \$100
 Tourniquet - \$50
 Narcan - \$150
 Aspirin - \$25

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the EMS Manager.

RECLASSIFY FIVE EMPLOYEES AS PERMANENT FULL-TIME DRIVERS IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, between June 8, 2016 and November 14, 2016, five individuals were hired to the position of Driver in the Department of Public Works; and,

WHEREAS, all five have performed their duties in a satisfactory manner and the Public Works Director has recommended that they be reclassified on a permanent full-time basis,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following employees be and are hereby reclassified as permanent full-time Drivers effective immediately:

<u>EMPLOYEE</u>	<u>DATE OF HIRE</u>
Jeff Lucien	August 5, 2016
John Tarzy	June 8, 2016
Joseph Acerra	November 1, 2016
Michael Perno	November 1, 2016
Joshua Tirado	November 14, 2016

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Public Works Director, Chief Financial Officer, Human Resources Director, and AFSCME Local #2792.

AUTHORIZE CHANGE ORDER #1 IN CONNECTION WITH THE 2016 ROAD IMPROVEMENT PROGRAM

WHEREAS, on February 13, 2017, a contract was awarded to P&A Construction in the amount of \$896,660.50 in connection with the 2016 Road Improvement Program; and,

WHEREAS, a change to the contract has been experienced as a result of unforeseen subsurface conditions on Union Avenue which requires additional drainage work to connect to the existing drainage system on 8th Avenue; and

WHEREAS, a reduction in the amount of base course, concrete, milling, and number of valve box resets has also been experienced; and,

WHEREAS, these changes have been approved by the Township Engineer and will result in a net decrease in the total contract amount; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and are hereby authorized to execute Change Order #1 in the contract with P&A Construction in connection with the 2016 Road Improvement Program resulting in a net decrease of \$9,705.00 revising the total contract amount to \$886,955.50; and,

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

EMPLOY SPECIAL LAW ENFORCEMENT OFFICERS – CLASS II IN THE POLICE DEPARTMENT ON A PART-TIME BASIS

WHEREAS, there is a need for Special Law Enforcement Officers – Class II in the Police Department on a part-time hourly basis; and,

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

WHEREAS, the Chief of Police and Police Director have made their recommendations; and,

WHEREAS, funds will be provided in the 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 Marcus A. Neal and Charles Patrick Theodora be and are hereby employed as part-time Special Law Enforcement Officers - Class II, and to perform such other duties as prescribed by the Chief of Police, contingent upon successful completion of a background investigation and medical evaluation, at an hourly rate as established by prior resolution of the Township Committee; and,

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

The resolutions of the Consent Agenda were adopted on the following vote: Lane, aye; McMillan, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

AUTHORIZE EXECUTION OF A CONTRACT FOR ARCHITECTURAL SERVICES FOR IMPROVEMENTS AT TOWNSHIP PUBLIC WORKS FACILITY TO INCLUDE DEMOLITION AND NEW CONSTRUCTION DESIGN

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

WHEREAS, the Township is undertaking improvements at the Township Public Works Facility which includes demolition of existing facilities and construction of new facilities and requires the services of a professional Architect; and

WHEREAS, the Township made a Request for Proposals and believes that the best proposal is that of Netta Architects, LLC, of 1084 Route 22 West, Mountainside, New Jersey, 07092; and,

WHEREAS, architectural services include concept design and coordination, design development and contract documents, public bidding, and construction administration; and

WHEREAS, funds for this purpose are available in Ordinance No. 16-27 and the Chief Financial Officer has so certified in writing,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the governing body hereby authorizes an amended AIA Standard Form of Agreement between Owner and Architect and an Addendum to the AIA Standard Form of Agreement with Netta Architects, LLC, a copy of which is on file in the Office of the Municipal Clerk, and as negotiated by the Township Administrator and the Township Attorney prior to approval; and,

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to execute the aforesaid Agreement and Addendum prepared and negotiated by the Township Administrator and the Township Attorney with Netta Architects, LLC for architectural services in connection with Improvements at the Township Public Works Facility at an amount not to exceed \$238,800; and,

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

The resolution was adopted on the following vote: Lane, aye; McMillan, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

AUTHORIZE THE PAYMENT OF BILLS

Mr. McMillan offered the following resolution, moved and seconded by Ms. Rizzo, 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	\$7,127,906.89
GRANT FUND	29,883.90
TRUST FUND	30,864.54
GENERAL CAPITAL FUND	867,451.08
SEWER OPERATING FUND	71,617.61
MARINA OPERATING FUND	2,194.00
DOG TRUST	397.80
LIBRARY TRUST	75.00
BILL LIST TOTAL	\$8,130,390.82

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: Lane, aye; McMillan, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Theresa Turner thanked the Committee for the Gun Violence Awareness Day proclamation. She represents Moms Demand Action who are seeking to reduce the 33,000 gun deaths that occur in the United States each year while maintaining 2nd amendment gun rights. Ms. Rizzo stated that she is concerned about federal legislation to allow concealed gun carry in all states if a person has been approved for concealed carry in one state.

Bill Sciarappa, Tucker Drive, Neptune City, and Rutgers Coop extension in Monmouth County, thanked Mr. Gadaleta, Leanne Hoffmann, and Mike Pullano for meeting at the North Channel to discuss the bulkhead that was placed at that location. He recommended that anyone within 500 feet receive notice of these projects. He added that bulkheading is being destroyed in the Carolinas due to rising sea levels and the living shoreline is much better. He recommended that the Township get an engineer, see what the plan is, and either scrap the project or go with it. A hybrid system with living shoreline is the way to go or we will lose the ecosystem.

Mr. Gadaleta stated he had the opportunity to work with the American Littoral Society and support their grant to put in a muscle bag system to help with contamination. He spoke with a member and discussed oyster castles which is a hard scape in conjunction with living shoreline and the Littoral Society is willing to cooperate with the Township in this process.

Carol Imbriaco, 102 Sheldon Avenue, stated that she heard about a program where if you shop locally, you save on property taxes. The Mayor stated that is being looking into by the Township. Ms. Rizzo added that we need to figure out how to assist renters who live in the Township but do not pay property taxes.

Janet Pasano, 314 Woodmere Avenue, stated that she is going through a situation with her neighbor's bamboo invading her yard. The bamboo is currently 2/3 of the way into her yard and has killed all of her other plants and flowers. Bamboo can move 15 feet a year underground and it is extremely expensive to remove. She wants to avoid neighbor to neighbor confrontations so she supports the pending ordinance on invasive plants.

Lynn Yesalonia, 453 South Riverside Drive, stated that the FEMA application for the bulkhead project states that it is from Milford Road to Sylvan Drive. Mr. Gadaleta stated that FEMA approved from the west side of the Yacht Club to Snake Hill.

Dorothy Argyros, 2100 Rutherford Avenue, stated that police brutality, Ocean Grove fires and a woman dying in a jail cell are threats. The ordinance regulating invasive plants is ridiculous. The public health will be hurt by this law and the wording is overbroad. The list of plants is incomplete, there will be a high cost of enforcement and more lawsuits. Property owners pay a lot to own their

homes and now we have the weed police. She called the Institute for Justice and they have asked for a copy of the ordinance.

Pam Bogdan, 7 Hampton Court, asked if there is an estimate of the cost of the engineering study for the FEMA bulkhead project and if we stopped the project would FEMA pay for the study only. Mr. Gadaleta stated that the Township will prepare a Request for Proposals to obtain an estimate and the capital ordinance becomes a vehicle to fund the engineering work. The Township Committee has the authorization to spend for the engineering study out of the appropriation ordinance and at the end of the study, the Committee will make a value decision on whether or not to proceed with the project.

Dianna Harris, 17 Willow Drive, asked if the Turner Report contains a review of the Gonzalez matter. Mr. Anthony stated that the Township Committee never saw the report and never voted to accept it. It is an internal affairs report. Ms. Harris stated that she would assume if the Committee was able to see the report, it would help them understand the culture of the Police Department. Mr. Anthony stated that the Committee can decide to accept the report and release it. Ms. Harris strongly suggested that it be released.

Hank Coakley, Valley Road, asked if anything has been done to remove the migratory geese. Mr. Gadaleta stated that the Township has a contract with the "geese police", but there has been no oiling of eggs or removal of birds. Mr. Coakley stated that if bulkhead is installed, use composite and not steel because the bulkhead on the Concourse looks bad.

Joan Venezia, 107 Mt. Hermon Way, asked a number of questions:

Update on North End project. Mr. Anthony stated that new agreements are complete between the Camp Meeting Association and WAVE. They are meeting to discuss ground rent and transfer fees.

HPC Guidelines status. Mr. Gadaleta stated that the RFQ for historic architect is drafted and being reviewed.

Certified Local Government status. Mr. Gadaleta stated there is a meeting scheduled with the State Historic Preservation Office

Confirm that the invasive plants ordinance is only if it invades other property. Mr. Gadaleta stated yes, but no new plantings are permitted after the ordinance is adopted.

Who defines "major construction" in the ordinance regulating construction sites. Mr. Gadaleta stated the Construction Official.

Light is out on pole number 7 in Fireman's Park. Mr. Gadaleta will reach out for JCP&L.

Richard Williams, 1 Abbott Avenue, asked for a date for the stripping on new angle parking on Main Avenue. Mr. Gadaleta will get a date and notify Mr. Williams.

Jack Bredin, 94 ½ Heck Avenue, stated that bamboo is the worst. There really is no five minute rule for speaking because it is the Mayor's/Chairman's prerogative. The Wesley Lake shoreline needs repair and a living shoreline should be considered there as well as along Shark River. He concluded that oiling of geese eggs is a bad idea.

Courtney Atkins, 55 Tremont Drive, stated that she is happy that the speed bumps have been shaved down. It is good that the Township is talking to residents about the bulkheading. She has travelled throughout the world and Shark River Hills is the most beautiful and magical place. Ms. Atkins added that she does Alternatives to Violence workshops for police and the community and would be happy to discuss doing a workshop for Neptune.

Dutch Atkins, 55 Tremont Drive, asked for the deadline for the South Riverside Drive project. Mr. Bascom stated that the application was made in 2010 and the language in the grant application was based on conditions at that time. The Township has 12 months to complete the project, but can get an extension if we put forth a modification. If FEMA will not fund an amended project, the Township will have to decide how to proceed. At this point, the Township has 2 to 3 months to make a decision.

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

Richard J. Cuttrell,
Municipal Clerk