

## TOWNSHIP COMMITTEE MEETING – JANUARY 25, 2021

Mayor Brantley called the meeting to order at 6:00 p.m. The meeting was held via Zoom. The Mayor announced the link for access.

The Mayor requested the Clerk to call the roll. The following members were present: Keith Cafferty, Robert Lane, Jr., Carol Rizzo, Nicholas Williams, and Mayor Michael Brantley.

Also present were Richard J. Cuttrell, Municipal Clerk; Vito D. Gadaleta, Business Administrator; and Gene Anthony, Township Attorney.

The Mayor announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on January 21, 2021, which provided instructions on accessing and participating in the meeting virtually via Zoom. The Notice was filed with the Municipal Clerk and posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)), along with the meeting agenda, ordinances and resolutions.

The following items were discussed in open session:

The Committee discussed the final version of an ordinance amendment regarding assignment of legal work by the Township Attorney. Mr. Anthony stated that this procedure was started in 2016 and this ordinance will formalize the procedure. The Mayor asked that a change be made to require advice and consent of the Township Committee on selection of attorneys rather than advice only. Mr. Anthony advised that this would require a resolution each time an assignment is made. The Committee agreed to make the change and the ordinance was introduced during the regular business portion of the meeting.

The Committee discussed amendments to the Police Committee ordinance. There were no changes from the draft discussed at the last meeting. The Mayor asked Mr. Lane and Ms. Rizzo to decide who would be remaining on the Police Committee as the Township Committee representative. Mr. Lane stated that the current Police Committee is working on finalizing a survey for each police officer to determine their well-being. He said the Committee accomplished a lot in five months. Mr. Anthony stated that this action will terminate all current members and require appointment of new members by resolution. The Mayor indicated that this would be done at the February 8<sup>th</sup> meeting, the same meeting the ordinance would be adopted. Mr. Lane and Ms. Rizzo asked that the two current citizen members remain on the Committee. The Mayor indicated that the only change would be that one of the two Township Committee members would be coming off and the Mayor, or his appointee would be added. The Mayor would have the ability to appoint a person to attend a meeting in their place.

Mr. Lane stated that the ribbon cutting for the new 7-Eleven on Highway 35 will be held on January 28<sup>th</sup> at 11:00 a.m.

Ms. Rizzo stated that the annual Black History Month celebration will be held on February 26<sup>th</sup> and the theme is centered on soul food. She commended Bil Rosen, EMS Director, on Neptune Township being the first EMS unit to use a disinfecting agent to keep ambulances clean, staff safe, and equipment ready to be answer the next call.

Mr. Williams announced that NJRHA Partners and DoorDash will be distributing \$500,000 to restaurants in the form of \$2,500 to \$5,000 grants who show a loss of 30% of their business due to the pandemic. Senator Gopal should be contacted for the application. Mr. Gadaleta will get the information out on social media.

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

Mr. Cafferty 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:

Real Estate negotiations – Offer to donate property adjacent to Route 18 jughandle to the Township  
Personnel – Vacancy on Ocean Grove Sewerage Authority.

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

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

The Committee reviewed an offer to donate property to the Township located adjacent to the Route 18 jughandle, Block 1703, Lot 8. Mr. Cafferty stated there could be some erosion concerns near the curbline of Poplar Place. The Engineering Department will be instructed to inspect the site and Mr. Anthony will order a title search. The Committee indicated they would be willing to accept the donated land provided there are no issues.

The Committee recommended Richard Freundlich for appointment to the Ocean Grove Sewerage Authority and took action by resolution during the regular meeting.

The Committee discussed appointment to fill a vacancy on the Rent Leveling Board.

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

Mayor Brantley called the regular meeting to order at 7:20 p.m. The meeting was held via Zoom. The Mayor announced the link for access.

The Mayor requested the Clerk to call the roll. The following members were present: Keith Cafferty, Robert Lane, Jr., Carol Rizzo, Nicholas Williams, and Mayor Michael Brantley.

Also present were Richard J. Cuttrell, Municipal Clerk; Vito D. Gadaleta, Business Administrator; and Gene Anthony, Township Attorney.

The Mayor led a moment of Silent Prayer and the Flag Salute. He asked that the family of former Mayor Elizabeth Schneider be remembered.

The Mayor announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on January 21, 2021, which provided instructions on accessing and participating in the meeting virtually via Zoom. The Notice was filed with the Municipal Clerk and posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)), along with the meeting agenda, ordinances and resolutions.

#### APPROVAL OF MINUTES

Mr. Williams offered a motion, seconded by Mr. Cafferty, to approve the minutes of the meetings held on January 1<sup>st</sup> and January 11<sup>th</sup>. All were in favor.

#### COMMENTS FROM THE DAIS

Mr. Cafferty participated in departmental budget hearings. Only minor impact is anticipated with the upcoming storm. He met with the Recreation Department and Little League will be starting on April 10<sup>th</sup>. The Wesley Lake Commission and Township entered into an agreement with the OG Camp Meeting Association to hire a geese patrol to address the geese problem at Wesley Lake.

Mr. Lane visited an inoculation site where 500 people received the covid vaccination. He attended the Ocean Grove Homeowners Association meeting where vaccinations were discussed. The Police Committee is putting together a survey for each police officer. He mourned the passing for Neptune's first woman Mayor and life long Neptune resident Elizabeth Schneider. She also served on the Board of Education for 12 years. There will be a plaque presented to her family at the Senior Center.

Ms. Rizzo stated that the municipal budget will include the hiring for full time EMTs. The annual Black History Month event will be held remotely on February 26<sup>th</sup> with the theme "Food for

the Soul”.

Mr. Williams attended budget hearings. The marina is pretty much shut down for the winter with the exception of a few boats still in the water. There is still no in-person Municipal Court and the Public Works Department is ready for winter weather.

Mayor Brantley stated that a letter was prepared and sent to employees to determine if anyone was involved in the Capitol siege. That letter was supposed to have been discussed by the Township Committee prior to being sent. The letter is being rescinded and the employees will be notified. At the most recent count, Neptune Township has 19 active covid cases. All Neptune ambulances have a system to disinfect them after each call. Al Dawson is retiring after 15 years of service on the Ocean Grove Sewerage Authority. Inspection of the Wesley Lake footbridges will start this week to determine their condition and make necessary repairs/restoration. The Mayor also announced the 7-Eleven ribbon cutting on January 28<sup>th</sup>.

#### PUBLIC COMMENTS ON RESOLUTIONS

Mayor Brantley asked for public comments regarding resolutions presented on this agenda only. The public was permitted to speak one time with a limit of five minutes.

There were no public comments.

#### ORDINANCE NO. 21-01 - ADOPTED

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

##### ORDINANCE NO. 21-01

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY REMOVING A HANDICAPPED PARKING ZONE ON BROADWAY AND A HANDICAPPED PARKING ZONE ON ABBOTT AVENUE

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

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

#### ORDINANCE NO. 21-02 - APPROVED

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

##### ORDINANCE NO. 21-02

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND ESTABLISH A CAP BANK FOR PURPOSES OF INTRODUCING THE 2021 MUNICIPAL BUDGET

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

#### ORDINANCE NO. 21-03 - APPROVED

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

##### ORDINANCE NO. 21-03

AN ORDINANCE TO AMEND VOLUME I, CHAPTER II, SECTION 2-21 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED “TOWNSHIP ATTORNEY” BY PROVIDING A NEW SECTION 2-21.6, ENTITLED, “ATTORNEY RECOMMENDATIONS FOR ASSIGNMENT OF LEGAL COUNSEL”

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

ORDINANCE NO. 21-04 - APPROVED

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

ORDINANCE NO. 21-04

AN ORDINANCE TO AMEND VOLUME I, CHAPTER II, SECTION 2-37 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED "NEPTUNE SEWERAGE AUTHORITY", BY AMENDING THE MAXIMUM COMPENSATION AMOUNT PERMITTED FOR TOWNSHIP OF NEPTUNE SEWERAGE AUTHORITY MEMBERS

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

ORDINANCE NO. 21-05 - APPROVED

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

ORDINANCE NO. 21-05

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING RESIDENT ONLY HANDICAPPED PARKING ZONES ON OCEAN PATHWAY AND ON SEAVIEW AVENUE AND REMOVING A RESIDENT ONLY HANDICAPPED PARKING ZONE ON BROADWAY

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

ORDINANCE NO. 21-06 - APPROVED

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

ORDINANCE NO. 21-06

AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT VOLUME I, CHAPTER II, SECTION 2-10 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED "POLICE DEPARTMENT"

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

Mr. Cuttrell stated that the Public Hearings on Ordinances No. 21-02 through No. 21-06 will be held on Monday, February 8, 2021.

CONSENT AGENDA

Ms. Rizzo offered the following resolutions of the Consent Agenda, moved and seconded by Mr. Cafferty, that they be adopted:

AUTHORIZE SUBCOMMITTEES FOR THE GOVERNING BODY AND APPOINTMENTS TO SAID SUBCOMMITTEES

WHEREAS, the governing body of the Township of Neptune is desirous of creating 2021 Subcommittees with representatives from the governing body participating with said Subcommittees as liaisons to the various departments and activities of the Township of Neptune for the benefit of the governing body and the Township of Neptune; and

WHEREAS, Committeepersons appointed to said Subcommittees shall serve in an advisory capacity and report back to the governing body as a liaison to report on departmental activities and make recommendations for improvements as stated more fully below; and

WHEREAS, each Subcommittee, to the extent limited by State Statute and Law, may also serve as a screening committee for personnel matters that need to be decided by the entire governing body.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the governing body hereby authorizes the following subcommittees and confirms appointments to the same:

A. Personnel, Administration, Engineering and Land Use

Mayor Dr. Michael Brantley, Chairperson  
Deputy Mayor Nicholas Williams  
Human Resources Director  
Registrar  
Municipal Clerk  
Township Engineer  
Land Use Administrator  
Chief Financial Officer  
Business Administrator

B. Public Works, Court, Marina, Library

Deputy Mayor Nicholas Williams, Chairperson  
Mayor Dr. Michael Brantley  
Director of Public Works and/or other Public Works Department designee  
Library Director  
Harbor Master  
Court Administrator  
Business Administrator

C. Finance, Recreation, OEM

Committeeman Keith Cafferty, Chairperson  
Committeewoman Carol Rizzo  
Chief Financial Officer  
OEM Director  
Recreation Director  
Purchasing Agent  
Business Administrator

D. Code Enforcement, Community Development, Tourism, and EMS

Committeewoman Carol Rizzo, Chairperson  
Committeeman Robert Lane  
Economic Development Coordinator  
EMS Director  
Director of Code  
Business Administrator

E. Construction & Senior Center

Committeeman Robert Lane, Chairperson  
Committeeman Keith Cafferty  
Senior Center Director  
Construction Official  
Business Administrator

F. Police Committee and Public Safety (Separate Resolution required)

BE IT FURTHER RESOLVED, that the duties and powers of the Committeepersons on Subcommittees shall be as follows:

1. All Committeepersons on Subcommittees shall be subject to N.J.S.A. 40A:63-1 et seq., as amended.
2. Committeepersons on Subcommittees shall investigate any activity relevant to the Subcommittee's Subcommittee.
3. Committeepersons may participate and report back to the governing body on all interviews, hiring and promotion and discipline actions of the department heads or members of management under the jurisdiction of the Subcommittee.
4. Committeepersons shall participate, assist in formulation and report to the governing body on all policies, budgets, proposed rules and regulations relevant to the Subcommittee and departments under the jurisdiction of the Subcommittee.
5. Committeepersons shall serve as liaison for communications between the departments under the jurisdiction of the Subcommittees and the governing body.
6. All actions of Committeepersons are subject not only to N.J.S.A. 40A:63-1, but all other NJ Statutes, ordinances and contracts of the Township of Neptune.

ACCEPT THE RESIGNATION OF AVA JOHNSON AS A MEMBER OF THE RENT LEVELING BOARD

WHEREAS, the Township Committee has received a letter from Ava Johnson resigning as a member of the Rent Leveling Board effective January 11, 2021,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Ava Johnson as a member of the Rent Leveling Board is hereby accepted effective January 11, 2021; and,

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

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR IMPROVEMENTS AT HERITAGE ESTATES AT HOGANS WAY (580 WAYSIDE ROAD)

WHEREAS, Heritage at Neptune, LLC filed a maintenance bond written by The Selective Insurance Company in the amount of \$82,800.00, guaranteeing the maintenance of site improvements for two years at the project known as Heritage Estates at Hogans Way, located at 580 Wayside Road (Block 2705, Lot 25); and,

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

WHEREAS, on January 12, 2021, 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, and Construction Official.

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR IMPROVEMENTS AT HERITAGE ESTATES AT WALNUT GROVE (INGLES COURT)

WHEREAS, Heritage at Neptune, LLC filed a maintenance bond written by The Selective Insurance Company in the amount of \$44,760.00, guaranteeing the maintenance of site improvements for two years at the project known as Walnut Grove subdivision, located at Ingles Court (Block 3032, Lots 66, 74 & 75); and,

WHEREAS, the two year maintenance period has expired and the Township Engineer has

conducted an inspection; and,

WHEREAS, on January 12, 2021, 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, and Construction Official.

#### REJECT ALL BIDS FOR THE SOUTH RIVERSIDE DRIVE BICYCLE AND PEDESTRIAN PATH

WHEREAS, on December 21, 2020, the Township Committee adopted Resolution #20-419 which awarded a bid for the South Riverside Drive Bicycle and Pedestrian Path subject to approval by the New Jersey Department of Transportation (NJDOT); and,

WHEREAS, on January 8, 2021, the NJDOT issued a letter finding that the low bidder, Albert Marine Construction, did not meet the 10% disadvantaged business enterprise goal and did not submit sufficient documentation to cure this defect; and,

WHEREAS, all other bids received also failed to meet the requirements necessary for NJDOT approval,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that all bids received for the award of a contract for the South Riverside Drive Bicycle and Pedestrian Path be and are hereby rejected in accordance with the ruling of the New Jersey Department of Transportation and Resolution #20-419 be and is hereby rescinded; and,

BE IT FURTHER RESOLVED, that the Township Engineer is hereby authorized to re-bid the project; and,

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

#### ACCEPT A FY20 EMERGENCY MANAGEMENT ASSISTANCE/EMERGENCY MANAGEMENT PERFORMANCE GRANT FROM THE NJ DEPARTMENT OF LAW & PUBLIC SAFETY

WHEREAS, the Township received notification from the New Jersey Department of Law & Public Safety of a FY20 Emergency Management Performance Grant/EMAA sub-award; and,

WHEREAS, the FY20 Emergency Management Performance Grant/EMAA, sub-award #FY20-EMPG-EMAA-1335, CFDA#: 97.042 is for the performance period from July 1, 2020 to June 30, 2021; and,

WHEREAS, the sub-grant, consisting of a total Federal Award amount of \$10,000.00 with no required local match, is for the purpose of enhancing Neptune Township's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies;

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune does hereby accept the FY19 Emergency Management Performance Grant/EMAA sub-award; and,

BE IT FURTHER RESOLVED, that the Township of Neptune is accepting the specific grant of funds for Emergency Management purposes as described in the application; and,

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

#### RECLASSIFY EMPLOYEE TO THE POSITION OF EMERGENCY MEDICAL TECHNICIAN SUPERVISOR IN THE EMS DEPARTMENT

WHEREAS, on December 21, 2020, the Township Committee adopted Resolution #20-420 which extended offers of employment to five individuals for the position of Emergency Medical Technician; and,

WHEREAS, the intention was to hire one of the five individuals to the title of Emergency Medical Technician Supervisor; and,

WHEREAS, funds will be provided for the first three months of 2021 in the 2021 Temporary Budget, when adopted, and funds for the balance of 2021 will be provided in the 2021 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 J. Dan Doggett be and is hereby reclassified to the position of Emergency Medical Technician Supervisor at an annual salary of \$47,500.00, on a probationary basis for a period of not less than 90 days and not exceeding one year, contingent upon favorable results of the required pre-employment testing, effective February 1, 2021; and,

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

AUTHORIZE CME ASSOCIATES TO PROVIDE PRELIMINARY ENGINEERING SERVICES MOBILITY IMPROVEMENTS TO THE JUMPING BROOK CORRIDOR

WHEREAS, the Township of Neptune received a Federal Aid Grant for Safety, Accessibility, and Mobility Improvements to the Jumping Brook Corridor; Federal Project No. TA-D00S(423); State Job No. 6734310; and,

WHEREAS, the Township qualifies for the NJDOT Federal Design Assistance Program; and,

WHEREAS, the Township has selected CME Associates from the NJDOT Local Aid list of prequalified engineering firms to provide the services of Preliminary Engineering for the project; and,

WHEREAS, on September 24, 2020, the Federal Highway Administration authorized funding for Preliminary Engineering Design through New Jersey Department of Transportation (NJDOT) Local Aid in the amount of \$202,514.58 for this project; and,

WHEREAS, on October 26, 2020, the Township Committee adopted Resolution #20-339 which authorized the execution of an Agreement with the NJDOT to provide Preliminary Engineering Design services for project and accept funding as a reimbursement; and,

WHEREAS, the Township and CME Associates wish to enter into an Agreement to set forth the services rendered and the compensation to be paid for these services; and,

WHEREAS, funds this purpose are available in Ordinance No. 18-06 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the execution of an Agreement is hereby authorized with CME Associates to provide Preliminary Engineering Design services for the Federal Aid project Safety, Accessibility, and Mobility Improvements to the Jumping Brook Corridor at an amount of \$204,514.58 which the NJDOT will process through the Township of Neptune as a reimbursement; and,

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

AUTHORIZE THE UPFIT OF FOUR POLICE PATROL VEHICLES THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, it is necessary to upfit four police patrol vehicles, previously authorized for purchase by resolution, utilizing pricing 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, Major Police Supply has been awarded New Jersey State Contract No. 17-FLEET-00760 for this equipment; 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 cost to upfit all four vehicles shall not exceed \$53,000.00; and,

WHEREAS, funds for this purpose are available from Ordinance No. 19-21 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 upfit of four police patrol vehicles by Major Police Supply through New Jersey Cooperative Purchasing Program Contract No. 17-FLEET-00760 be and is hereby authorized at an amount not to exceed \$52,000.00; and,

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

AUTHORIZE THE UPFIT OF TWO OFFICE OF EMERGENCY MANAGEMENT VEHICLES THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, it is necessary to upfit two Office of Emergency Management vehicles, previously authorized for purchase by resolution, utilizing pricing 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, Major Police Supply has been awarded New Jersey State Contract No. 17-FLEET-00760 for this equipment; 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 cost to upfit both vehicles shall not exceed \$24,500.00; and,

WHEREAS, funds for this purpose are available from Ordinance No. 19-21 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 upfit of two Office of Emergency Management vehicles by Major Police Supply through New Jersey Cooperative Purchasing Program Contract No. 17-FLEET-00760 be and is hereby authorized at an amount not to exceed \$24,500.00; and,

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

AUTHORIZE CHANGE DRAWER IN THE ENGINEERING DEPARTMENT

WHEREAS, due to the impending move of the Engineering Department to the new Public Works facility, the Township Engineer has conveyed the need for a change fund in the Engineering Department to accept payments and have the ability to provide change,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a change drawer be and is hereby authorized in the amount of twenty-five dollars (\$25) for the Engineering Department; and,

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

AUTHORIZE A PUBLIC AUCTION OF SURPLUS VEHICLES AND EQUIPMENT

WHEREAS, there are vehicles and equipment owned by the Township of Neptune which are no longer of use to the Township and the Director of Public Works, Purchasing Agent and Business Administrator have recommended that they be sold; and,

WHEREAS, the Township of Neptune will auction said vehicles through an on-line auction in compliance with state rules and regulations for a period of five days; and,

WHEREAS, the Municipal Clerk shall provide proper advertisement and notice in accordance with state statute in addition to posting the auction information on the Township's web site; and,

WHEREAS, said vehicles and trailers to be sold are as follows:

<b>MAKE/MODEL</b>	<b>YEAR</b>	<b>VIN #</b>	<b>DESCRIPTION</b>
JOHNSON	2005	1J9VM3H6X5C172065	STREET SWEEPER
FALCON	2012	1FP9P41821CM339218	HOT PATCH MACHINE
AMERICAN ROAD	1999	1A9SC2325XM274018	25 YARD LEAF MACHINE
UNKNOWN	1989	WPP2840	OLD BARRICADE TRAILER
TORO GROUNDSMASTER	1995	30788-50165	RIDIDNG MOWER
FORD F250	2008	1FTNF21588EC82512	PICK UP TRUCK
FORD EXPLORER	2004	1FMZU72K44UA88449	SPORT UTILITY VEHICLE
FORD EXPLORER	2002	1FMZU72K64UA65416	SPORT UTILITY VEHICLE
FORD F550	2004	1FDAF57P74EB32759	MASON DUMP
FORD EXPLORER	2004	1FMZU72K24UA88451	SPORT UTILITYT VEHICLE
BLUE BIRD BUS	1994	1BAACCSA4RF060872	PASSENGER BUS
FORD GOSHEN BUS	2009	1DFE4FP9ADA23225	PASSENGER BUS
CHEVROLET CAPRICE	2014	6G3NS5U29EL999428	POLICE INTERCEPTOR
CHEVROLET CAPRICE	2014	6G3NS5U24EL928024	POLICE INTERCEPTOR
CHEVROLET CAPRICE	2015	6G3NS5U27FL140615	POLICE INTERCEPTOR
CHEVROLET CAPRICE	2014	6G3NS5U29EL924860	POLICE INTERCEPTOR
CHEVROLET CAPRICE	2015	6G3NS5U21FL141582	POLICE INTERCEPTOR
YAMAHA VX1100 JS	2006	FIK823964	JET SKI
TRAILER	UNK	UNK	UNK
TORO PROLINE	UNK	N/A	WALK BEHIND MOWER
TORO PROLINE	UNK	N/A	WALK BEHIND MOWER
MILITARY TRAILER	UNK	N/A	SINGLE AXLE TRAILER
MILITARY TRAILER	UNK	N/A	SINGLE AXLE TRAILER
JRB 170.B BUCKET	UNK	0405-155341-1	CLAM SHELL BUCKET
CLAM BUCKET (SMALL)	UNK	07306590 041 2003	SMALL CLAM SHELL BUCKET
OLELY SEEDER 300	UNK	N/A	TRACTOR MOUNTED SEEDER
SEEDER 500	UNK	N/A	TRACTOR MOUNTED SEEDER
OLAF BLOWER 0760	UNK	N/A	MOWER MOUNTED BLOWER
GLEDHILL TRUCK FRAME	UNK	N/A	FRAME FOR TRUCK GLEDHILL PLOW
AIR-FLO SPREADER	UNK	N/A	TRUCK MOUNTED S/S SPREADER
AIR-FLO SPREADER	UNK	N/A	TRUCK MOUNTED S/S SPREADER
AIR-FLO SPREADER	UNK	N/A	TRUCK MOUNTED S/S SPREADER
SWENSON SPREADER	UNK	N/A	TRUCK MOUNTED S/S SPREADER
SWENSON SPREADER	UNK	N/A	TRUCK MOUNTED S/S SPREADER
SWENSON SPREADER	UNK	N/A	TRUCK MOUNTED S/S SPREADER
SWENSON SPREADER	UNK	N/A	TRUCK MOUNTED S/S SPREADER
SWENSON SPREADER	UNK	N/A	TRUCK MOUNTED S/S SPREADER
SWENSON SPREADER	UNK	N/A	TRUCK MOUNTED S/S SPREADER
GLEDHILL PLOW	UNK	N/A	LARGE TRUCK PLOW
GLEDHILL PLOW	UNK	N/A	LARGE TRUCK PLOW
GLEDHILL PLOW	UNK	N/A	LARGE TRUCK PLOW
GLEDHILL PLOW	UNK	N/A	LARGE TRUCK PLOW
GLEDHILL PLOW	UNK	N/A	LARGE TRUCK PLOW
GLEDHILL PLOW	UNK	N/A	LARGE TRUCK PLOW
GLEDHILL PLOW	UNK	N/A	LARGE TRUCK PLOW
CHEVROLET S10	2001	11GCDDTW918201484	PICK UP (TNSA)
FORD F350	2006	1FDWX37P96ED48459	PICK UP (TNSA)
CHEVROLET CAPRICE	2014	6G3NS5U2XEL928030	POLICE INTERCEPTOR
15 AMO TRAVELIFT	UNK		BOAT HOIST
MISC EMERGENCY EQUIPMENT			SOLD AS A SINGLE LOT

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

1. that the above listed vehicles are declared as surplus and not needed for public use,

2. that the execution of a contract with USGovBid/Auction Liquidation Services to provide on-line auction services at a commission rate of 6.5% is hereby approved,

3. that the sale of the above vehicles is hereby authorized through an on-line auction at [www.usgovbid.com](http://www.usgovbid.com) from Saturday, February 20, 2021 at 9:00 a.m. through Wednesday, February 24, 2021 at 7:00 p.m. Additional details will be provided in the required legal advertisement and on the Township web site,

4. that the said vehicles are being offered "as is - where is";

5. that should any vehicle be unsuccessfully sold at auction, disposal of such vehicle is hereby authorized in accordance with state law,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Purchasing Agent, Chief Financial Officer, and Director of Public Works.

#### ESTABLISH HOURLY RATE OF EMERGENCY MEDICAL TECHNICIANS DETAILED TO REIMBURSABLE COVID RELATED ASSIGNMENTS

WHEREAS, both volunteer and paid Township Emergency Medical Technicians may be detailed to covid related assignments that are coordinated and managed by the New Jersey EMS Task Force and/or the Visiting Nurses Association; and,

WHEREAS, these agencies reimburse the Township for the cost of compensation of the assigned Township EMS staff,

THEREFORE, BE IT RESOLVED, that the compensation of Township Emergency Medical Technicians detailed to covid related assignments be and is hereby established at \$20.00/hour, said amount to be reimbursed to the Township by the New Jersey EMS Task Force and/or the Visiting Nurses Association; and,

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

#### APPOINT MEMBERS TO THE RECREATION COMMITTEE

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following persons be and they are hereby appointed members of the Neptune Recreation Committee for the year 2021:

George Jones (Football & Cheer)  
Teddy Wilson (Track)  
Danielle Seals (Track)  
Matt Olds (general public)

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

#### APPOINT MEMBERS TO THE MUNICIPAL ALLIANCE TO PREVENT SUBSTANCE MISUSE

BE IT RESOLVED, that the following are hereby appointed as members to the Neptune Township Municipal Alliance to Prevent Substance Misuse (previously known as the Municipal Alliance Against Alcoholism and Drug Abuse) for a one-year term expiring December 31, 2021:

Erin Walker (180)  
Carley Dietrick (Seacrest Recovery)  
Sgt. Hercules (NJ Counter Drug Task Force)  
Mike Bonanno (School Resource Officer)

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

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

ESTABLISH STANDARD PROCEDURES AND REQUIREMENTS FOR PUBLIC COMMENTS MADE DURING REMOTE MEETINGS OF THE NEPTUNE TOWNSHIP COMMITTEE

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

WHEREAS, Section 8 of P.L. 2020, c. 34 authorized the Director of the Division of Local Government Services (“Director”) to promulgate regulations establishing standard protocols for remote meetings held by a “local public body” during a Governor-declared emergency (“Regulations”); and

WHEREAS, the Director promulgated the Regulations, which are codified as N.J.A.C. 5:39-1.1 through 1.7; and

WHEREAS, the Neptune Township Committee is a “local public body” as defined in the Regulations and is therefore subject to the requirements thereof; and

WHEREAS, N.J.A.C. 5:39-1.4(h) requires a local public body to adopt a resolution establishing standard procedures and requirements for public comment made during a remote public meeting as well as for public comments submitted in writing ahead of the remote public meeting; and

WHEREAS, in order to fulfill the requirements set forth in N.J.A.C. 5:39-1.4(h) the procedures and requirements appearing below are hereby established by the Township Committee;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, hereby establishes the following procedures and requirements to satisfy the requirement set forth in N.J.A.C. 5:39-1.4(h):

- 1) Members of the public wishing to make a comment during a remote meeting shall be permitted to do so using the audio and/or video technology under which the remote meeting is being held.
- 2) Members of the public may also submit written comments to the Township Committee, through the Township Clerk, by either e-mail to [Rcuttrell@neptunetownship.org](mailto:Rcuttrell@neptunetownship.org) or written letter to Township Clerk, Township of Neptune, P.O. Box 1125, Neptune, NJ 07753. Written comments must be received by 12:00 Noon of the day of the meeting in order to be included in the meeting.
- 3) Public comments shall be received and/or read into the record during times designated during the meeting for public participation.
- 4) The Township Committee reserves the right to pass over duplicative written comments; however, each duplicative comment shall be noted for the record with the content summarized.
- 5) A member of the public wishing to speak during a remote meeting shall state their name and address for the record prior to making their comment.
- 6) Members of the public commenting during a remote meeting shall not act in any manner to disrupt the meeting. If such a member of the public becomes disruptive during the meeting, the individual chairing the meeting shall mute, or direct the muting of, the disruptive member and warn that any continued disruption may result in the member being prevented from speaking during the meeting or be removed from the remote meeting. Disruptive conduct includes, but is not limited to, sustained inappropriate behaviors such as shouting, interruption, and the use of profanity.
- 7) Any member who continues to be disruptive after receiving a warning may be muted while other members of the public are allowed to proceed with their comments. If time permits, the disruptive individual shall be allowed to speak after all other members of the public are provided an opportunity to comment. Should the individual remain disruptive, the individual may be muted or kept on mute for the remainder of the remote meeting or removed from the meeting.

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

APPOINT MEMBER TO THE OCEAN GROVE SEWERAGE AUTHORITY

Mr. Cafferty 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 Richard

Freundlich be and is hereby appointed to the Ocean Grove Sewerage Authority for a term of five years effective February 1, 2021 and expiring January 31, 2026; and,

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

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

#### AUTHORIZE THE PAYMENT OF BILLS

Mr. Williams offered the following resolution, moved and seconded by Mr. Lane, 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	5,223,196.34
TRUST FUND	70,098.28
GENERAL CAPITAL FUND	140,183.34
SEWER OPERATING FUND	85,376.74
SEWER CAPITAL FUND	4,785.00
MARINA OPERATING FUND	1,059.69
DOG TRUST	30.60
PUBLIC ASSISTANCE TRUST	594.00
BILL LIST TOTAL	\$5,525,323.99

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

#### PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Mayor Brantley asked for public comments regarding resolutions presented on this agenda only. The public was permitted to speak one time with a limit of five minutes. Comments were as follows:

Kevin McMillan, 20 Colleen Way, stated the appointment of members to the Police Committee should be for more than one year and there should be a second Township Committee member, not specifically the Mayor. The Mayor stated that he wants continuity and the Mayor should be a member.

Michael Fornino, 120 Fulham Place, stated his concern about the \$5,500 stipend to TNSA members as proposed in Ordinance No. 21-04. Board of Education members receive no compensation and they manage a \$86 million budget. The TNSA members meet once a month and have a \$6.1 million budget. The Mayor replied that are asking for an increase and have not received an increase in years. Mr. Fornino stated there should be no salary and he is going to the newspaper. Mr. Anthony stated it is common practice in the State of New Jersey to compensate appointed members of sewerage authorities.

Barbara Burns, 4 Ocean Avenue, agrees with Mr. Forninio. She is on the Ocean Grove Sewerage Authority and received no compensation. The job is not a heavy lift. The increase in stipend is indefensible and it is patronage. She added that the Mayor does not listen to anything people say. In regards to the proposed changes to the Police Committee, the position of Mayor does not confer any special powers. Mr. Williams stated the Mayor is responsible for signing all

documents.

Joyce Klein, 105 Mt. Hermon Way, stated that the proposed ordinance to amend the Police Committee indicates that the Mayor or Business Administrator cannot be removed for cause. The Township Committee should not take away that authority. Mr. Anthony stated this was in the prior ordinance. He will take a look at it and codify prior to adopting.

Richard Williams, 1 Abbott Avenue, in regards to amendments to the Police Ordinance, he asked the Mayor and Mr. Williams if they presented the same concern about the Mayor not be an appointed members when they both served on the Police Committee and neither was Mayor. Mr. Cafferty stated that the inclusion of the Mayor as a member was his recommendation. Mr. Williams stated that the Mayor gets involved most of the time when issues arise.

George Breslin, asked for appointments made tonight. Mr. Cuttrell reviewed the resolutions that made appointments.

Andy Levine, Better Parking Committee, looks forward to addressing the parking issue in 2021. He foresees two developments this year. The challenges presented by Asbury Park visitors who will be coming back after the pandemic and the parking study authorized by the Ocean Grove Camp Meeting Association. He wants to see that study be a catalyst in 2021. He welcomes the opportunity to partner with the Committee and any other organizations that want to participate.

Joan Venezia, 107 Mt. Hermon Way, stated she is happy that the Committee is meeting via Zoom. She asked that during executive session a notice be put in the waiting room so that people know the regular meeting will be starting shortly. She is disappointed that the clean-up of the North End has been postponed. She had to raise the Code enforcement issue it has taken a year to get to court.

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

Richard J. Cuttrell,  
Municipal Clerk