# TOWNSHIP COMMITTEE MEETING - FEBRUARY 28, 2022 - 7:00 P.M.

Mayor Williams calls the meeting to order at 7:07PM and asks the Clerk to call the roll:

Roll Call	Present/ Absent
Dr. Michael Brantley	Present
Keith Cafferty	Present
Robert Lane, Jr.	Present
Tassie D. York	Present
Nicholas Williams	Present

Also present: Gina M. LaPlaca, Business Administrator; Gene Anthony, Township Attorney; Gabriella Siboni, Municipal Clerk.

# Silent Prayer and Flag Salute

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

Mayor Williams announces 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 6, 2022, 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, ordinances, and resolutions are posted on the Township web site (<a href="www.neptunetownship.org">www.neptunetownship.org</a>) and the meeting is being streamed live via townhallstreams.com.

## **APPROVAL OF MINUTES**

Motion offered by Lane, seconded by, Brantley, to approve the minutes of meeting of February 14, 2022. All in favor to adopt the meeting minutes of February 14, 2022

#### **PRESENTATION**

Proclamation of Recognition to Concerned Black Nurses of Central New Jersey (CBNCNJ) specifically acknowledging the work of Barbara Sunnerville, Sandra Pritchard, Edith Reid, Gail Williams, Teretha Jones and Gloria Bivens

## RECOGNIZING CONCERNED BLACK NURSES OF CENTRAL NEW JERSEY

**WHEREAS**, Concerned Black Nurses of Central New Jersey is a nonprofit organization that began in 1984 and was incorporated in 1987, and;

**WHEREAS**, Concerned Black Nurses of Central New Jersey is a driving force that embraces and facilitates innovative health practices while providing education in underserved communities and is comprised of registered nurses, licensed practical nurses and nursing students located in the central region of New Jersey, and;

**WHEREAS**, Concerned Black Nurses of Central New Jersey conducts health screenings and offers educational programs at health fairs, churches, senior centers, worksites and schools. Concerned Black Nurses of Central New Jersey also offers mentoring to nursing students, and;

WHEREAS, the growing impact of Concerned Black Burses of Central New Jersey is only possible because of the leadership, passion and empathy expressed through the local chapter representatives: President, Terri Ivory, Vice President Barbara Sunnerville, Treasurer Sandra Pritchard, Recording Secretary Edith Reid, Financial Secretary Gail Williams, Community Representative Teretha Jones and Membership Chairperson Gloria Bivens, and;

**WHEREAS,** Rawsi Williams said "To do what nobody else will do, a way that nobody else can do, in spite of all we go through; that is to be a nurse", and;

**THEREFORE, BE IT PROCLAIMED,** that I, Nicholas Williams, Mayor of the Township of Neptune, along with the entire Township Committee, do hereby recognize and extend appreciation to Concerned Black

Nurses of Centeral New Jersey and specifically to Terri Ivory, Barbara Sunnerville, Sandra Pritchard, Edith Reid, Gail Williams, Teretha Jones and Gloria Bivens for their civic involvement, hard work and compassion.

Senator Gopal presented a resolution to honor the nurses of CBNCNJ.

Proclamation of Recognition to Southpaw Gym specifically acknowledging Victor Lashley and Stephanie Lashley

#### RECOGNIZING SOUTH PAW GYM

**WHEREAS**, Southpaw Gym opened in 2015 in Neptune Township and was the brainchild of Victor and Stephanie Lashley, a husband and wife team who saw the need for an authentic boxing and martial arts facility that would serve Neptune and surrounding communities, and;

**WHEREAS**, Southpaw has become more than a gym to the community. Southpaw has developed into a place for kids to attend afterschool and summer camp programs that offer physical training while learning life, leadership and anti-bullying skills. Southpaw also provides tutoring, counseling, assistance with homework and community service opportunities, and;

**WHEREAS**, Southpaw also fosters a community for adults who can come together to develop both physically and mentally. Southpaw has been able to mentor and build a team of franchise leaders and were able to open a second location in Toms River in 2021, and;

**WHEREAS**, the success and deep community involvement of Southpaw gym is only possible because of the leadership, passion and empathy shown by founders Victor and Stephanie Lashley, and;

**WHEREAS,** Victor and Stephanie Lashley believe in hard work and dedication to reach your goals. Their mission at Southpaw is: To create a positive wellbeing, centered environment where we all gather to enjoy what we do. To learn, to grow and to excel as individuals and as a team. To share knowledge, to empower and support each other and our clients; changing and improving our community one person at a time.

**WHEREAS,** Gene Tunney said that "Exercise should be regarded as a tribute to the heart". The Neptune Township Committee would like to recognize and thank the Lashley's for their tribute to the heart of Neptune and;

**THEREFORE, BE IT PROCLAIMED,** that I, Nicholas Williams, Mayor of the Township of Neptune, along with the entire Township Committee, do hereby recognize and extend appreciation to Southpaw Gym for the programs they are providing to the community and to Victor and Stephanie Lashley for their leadership and innovation in bringing this business to Neptune Township.

Senator Gopal presented a resolution to honor all recipients of their proclamations.

Proclamation of Recognition to Konscious Youth Development specifically acknowledging Mychal Mills and Rodney Salomon.

#### RECOGNIZING KONSCIOUS YOUTH DEVELOPMENT AND SERVICE

**WHEREAS**, Konscious Youth Development and Service is a 501 (c)(3) non-profit that was founded in 2014 by Mychal Mill and Rodney Salomon, and;

**WHEREAS**, Konscious Youth Development and Service is a youth Development Organization that transforms Youth, Schools and communities through holistic practices, and;

**WHEREAS**, Konscious Youth Development and Service offers holistic programming for youth, educators, parents and community members that includes instruction in mindfulness, yoga, meditation, and plant based nutrition. These programs help develop self-awareness, help youth cope with stress and strengthen self-management skill sets, and;

**WHEREAS**, the growing impact of Konscious Youth Development and Service is only possible because of the leadership, passion and empathy shown by Co-Creators Mychal Mills and Rodney Salomon, and;

**WHEREAS,** Mychal Mills and Rodney Salomon attended Monmouth University where they received their Bachelor's and Master's Degrees. Mr. Mills and Mr. Salomon became better acquainted through their

volunteer work at a soup kitchen. It was through this time, the concept of Konscious Youth Development and Service was born, and;

**WHEREAS,** Martin Luther King Jr. said "Life's most persistent and urgent question is 'What are you doing for others?". Mr. Mills and Mr. Salomon have dedicated their life work to doing for others and creating positive and lasting impressions on their community, and;

**THEREFORE, BE IT PROCLAIMED,** that I, Nicholas Williams, Mayor of the Township of Neptune, along with the entire Township Committee, do hereby recognize and extend appreciation to Konscious Youth Development and Service for the programs they are providing to the community and to Mychal Mills and Rodney Salomon for their leadership and innovation in bringing this organization to Monmouth County.

## **COMMENTS FROM THE DAIS**

Comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

Committeeman Lane

Committee will be walking in the St. Patrick's Day parade on Sunday. Mr. Lane said attendees can support Neptune by wearing red and black as well as green for festivities.

Mr. Lane Met with the Fletcher Lake commission to consider updates to the charter.

Senior center will have St. Patricks luncheon is upcoming and sold out in one day. The center is remaining occupancy to curtail COVID exposure

Committeewoman York

World Changers will be here in 2022, application are available in town hall. Ms. York thanked Ms. Harris for her Black History Month event. Ms. York was in Ocean Grove for Girlfriend's getaway weekend. Ms. York said it was a nice event. There is an event in spring for Spring Fling.

There was a school board meeting that Ms. York attended. The BOE is still dealing with the employee contracts. The BOE recognized their students of the month and athletes of the month.

Girls swim team made the state round. Girls basketball team made shore conference. Scarlet Sound made the first quarter final round.

Committeeman Dr. Brantley

Dr. Brantley stated there have been meetings regarding cannabis and community center. The meetings are productive, but they are trying to move through the steps. Dr. Brantley will bring updates when there are items of significance.

Dr. Brantley recognized Ms. Diana Harris for another extraordinary Black History Month Celebration

Deputy Mayor Cafferty Mayor Williams Deputy Mayor Cafferty stated he attended the community center meeting. Mayor Williams stated that tonight Neptune will be making history with the consideration of the ordinances regarding cannabis after the overwhelming support shown in NJ through the 2020 General Election. Neptune wanted to be in the forefront of this process and in the industry. There has been a lot of interest and discussion related to these items.

# REPORT OF THE BUSINESS ADMINISTRATOR

The Business Administrator will report on capital projects and matters of general interest.

Municipal Building Elevator Project: Today (February 28th) Monmouth County gave its final approval to the Township's plans and specifications for modernization of the municipal building elevators. The project can now move forward to the bidding process. As the Committee is aware, this project is funded in part by a Community Development Block Grant.

Flood Ordinance – Mandatory Update: As part of the Township's continued participation and conformance with the National Flood Insurance Program, we have been advised by the State that we are required to update our current flood ordinance in accordance with models put forth by NJDEP. The deadline for submission to NJDEP for their review is March 15th, and the deadline for adoption by the Township is June 15th. I will be meeting this week with our Township Engineer, Construction Official and OEM to finalize our proposed draft for State approval, after which it will be presented to the Committee for final adoption.

Ocean Grove Homeowners Association Meeting: On Saturday February 26th, representatives of the Neptune Township Police Department and Department of Public Works attended a meeting of the Ocean Grove Homeowners Association to field questions and concerns from residents regarding the Township's response to the major winter storm we experienced on January 28th and 29th, which as you will recall dumped approximately 18 inches of snow throughout our community. A constructive dialogue was had regarding snow clearing and removal, parking restrictions including "alternate side of the street" parking, and how the Township can improve communication going forward regarding same.

## PUBLIC COMMENTS ON RESOLUTIONS

Public comments regarding resolutions presented on this agenda only. The public will be permitted one visit to the microphone with a limit of five minutes.

Thomas Delaney Eagle Scout Mr. Delaney is a part of scout troop 31 in Spring Lake. Mr. Delaney has proposed a project to repair a bench and will be sanding and repainting two Benches. There are also two artillery pieces that require repainting. There is a tree that is dead that DPW will help remove and Mr. Delaney will replace.

Mr. Delaney thanked Mr. Milmoe for his help.

Mayor Williams thanked Mr. Delaney for his project and congratulations on this achievement.

Deputy Mayor Cafferty and Mr. Lane thanked Mr. Delaney for taking on this project.

Dr. Brantley was also a boy scout and stated he is proud of his work and efforts. Ms. York stated she was a girl scout and thanked Mr. Delaney for this project.

**ORDINANCES** - For each ordinance with a public hearing, the public is permitted one visit to the microphone with a limit of five minutes.

# **PUBLIC HEARING AND FINAL ADOPTION ORDINANCES:**

**ORDINANCE NO. 22-05** Ordinance Amending Land Development Ordinance, Volume II, Article IV, Section 415.20, Entitled, "Small Wireless Facilities And Wireless Poles In The Public Right-Of-Way

Explanatory Statement: This ordinance addresses the impact of the FCC regulations regarding Small wireless facilities by adopting local policy concerning small cell equipment and wireless poles, conserving the limited physical capacity of the Public Right-of-Way held in public trust by Township and County, assure compliance by carriers of all laws and regulations, and will establish guidelines for the placement of small cell facilities and poles in the Public Right-of-Way.

#### **Public Comment**

Richard Williams 1 Abbott Ave. Mr. Williams asked if there will be information regarding the 5g installations be public information. Mr. Anthony stated this is public information and would be published as necessary.

Offered by:		Lane				Second	led by:	York		
Vote:	Brantley	Yes	Cafferty	Yes	Lane	Yes	York	Yes	Williams	Yes

Ordinance No. 22-07 Bond Ordinance Providing For The Neptune Boulevard Roadway Reconstruction Project, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$600,000 Therefor (Including \$448,600 NJDOT Transportation Trust Fund Grant) And

Authorizing The Issuance Of \$151,400 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

Explanatory Statement: The bond ordinance provides for the financing of the Neptune Boulevard Roadway Reconstruction Project, which includes roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements to Neptune Boulevard in the Township. Appropriation: \$600,000, Bonds/ Notes Authorized: \$151,400, Grant: \$448,600 NJDOT Transportation Trust Grant Fund, Section 20 Costs: \$90,000, Useful life: 15 years.

Seconded by:

Cafferty

No pu	ıblic	comments	made.
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York

Offered by:

Vote: Br	antley	Yes	Cafferty	Yes	_ Lane	Yes	_ York	Yes	_ Williams	Yes
Ordinance No					olume I, (	Chapter Γ	V of the C	ode of th	ne Township	of
Neptune by an	nending	Section	17 "Taxical	os''						
Explanatory Sta. to definitions in to application proces	he ordina	nce, licensi								, 25,
No public cor	nments	s made.								
Offered by:		Lane				Secono	ded by:	Brantl	ey	
Vote: Br	antley	Yes	Cafferty	Yes	Lane	Yes	York	Yes	Williams	Yes
Ordinance Of 'Explanatory State the requirements of the Public Comm	tement: T for Canne	his ordina	ance amends t	he Land I	Developmen	Ü	Ü			ets forth
Dr. Michael (		Mr	Oueeno is i	nvolved	in cannah	is and ec	hoes Mayo	or Willian	ns statement	s It has
19 Worthingto	•								es. Mr. Quee	
Spring Lake		state	d that he hat is currently	as conce	rns regard	ing the lo	ocation rec	quiremen	t for classes.	The
Teretha Jones	;	how	these plans	and pol	icies wou	d be add	ressed on	a local le	. Ms. Jones a vel. Ms. Jone would be in	es asked
		Mayo	or Williams	stated th	ne Govern	nor has o	pened the	option fo	or legalizatio	n and

Offered by: Brantley Seconded by: Cafferty

Vote: Brantley Yes Cafferty Yes Lane Yes York Yes Williams Yes

during the election the question was approved at the election. Mayor Williams stated that Neptune Township will follow all State Legislation in regards to

<u>Ordinance No. 22-10</u> An Ordinance To Further Amend And Supplement Chapter 4 Business And Licensing Regulations Of The Township Of Neptune By Defining And Regulating Cannabis Mercantile Registration

Explanatory Statement: This ordinance amends the Mercantile licensing of the Township of Neptune to include licenses for Cannabis Classes and sets forth the fees, amount of licenses, requirements and penalties.

## No public comments made.

Cannabis.

Offered	•	York			<del>_</del>		ded by:	Cafferty		
Vote:	Brantley	Yes	_ Cafferty	Yes	_ Lane	Yes	_ York	Yes	Williams	Yes
To adopt	ordinance as	amende	ed							
Offered		York				Secon	ded by:	Caffer	:ty	
Vote:	Brantley	Yes	Cafferty	Yes	Lane	Yes	_ York	Yes	Williams	Yes
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Offered by: Caffer		ty				ded by:	York			
	•					Vac	V ~ "l-	Yes	Williams	Yes
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Ordinance No. 22-14 Bond Ordinance Providing For The Sixth Avenue Area Sanitary Sewer Replacement Project, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$1,000,000 Therefor And Authorizing The Issuance Of \$950,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

Explanatory Statement: The bond ordinance provides for the financing of the Sixth Avenue Area Sanitary Sewer Replacement Project, including, but not limited to, the replacement of existing sanitary sewer mains and lines and all other related restoration work and improvements related thereto. Appropriation: \$1,000,000, Bonds/ Notes Authorized: \$950,000, Grant: none Section 20 Costs: \$170,000, Useful life: 40 years.

Offered	ed by: <u>Cafferty</u>					Seconded by:		Lane				
Vote:	Bran		Cafferty	Yes	Lane	Yes	York	Yes	Williams	Yes		
		nces that the h 14, 2022.	Public Hear	rings on (	– Ordinance	es will be	held at the	e next To	wnship Con	nmittee		
CONSE	NT AG	<u>ENDA</u>										
Res #	129	A Resolution Of The Township Committee Of The Township Of Neptune Appointing Members To The Environmental/ Shade Tree Commission										
Res #	130		Accept The Resignation Of Brian Downing As A Per Diem Emergency Medical Technician In The Emergency Services									
Res#	131	Authorize 7	The Payment	t Of Bills								
Res #	132	Accept The Departmen	e Resignation t	of Fred	l Charles l	Kern As	A Crossing	g Guard I	n The Polic	e		
Res #	133		Authorizing ersey Depart	_	•	_	t Between	Neptune	Township 1	And		
Res #	134		Authorizing ate Of New		ional Agre	eement #	4895 Betw	veen Nep	tune Towns	ship		
Res #	135		Agreement V rst Aid And				_		,	g At		
Res#	136	Of Public V	Resolution Authorizing The Purchase Of Refuse And Recycling Carts For Department Of Public Works From Schaeffer SubCo Llc Under Houston Galveston Area Cooperative- HGACbuy Co-Op, Contract # RC01-21 In An Amount Not To Exceed \$23,000									
Res #	137	Tank Moni	Authorizing toring Certif 42270 For \$	ications \		•						
Res#	138		Authorize The Execution Of An Agreement With Jobs4blue To Administer Special Duty Assignments For Township Police Officers									
Res#	139	A Resolution Of The Township Committee Of The Township Of Neptune Authorizing An Eagle Scout Project On Township Property								orizing		
Res#	140	Establish F Program	Establish Fee For Before/After Care In Conjunction With The Summer Recreation									
Res#	141	Establish F	ee Schedule	For Recr	eation Fie	eld Use						
Res#	142	Authorize 7	Γhe Transfer	Of 2021	Budget A	Appropri	ation Rese	rves #1				
Resolution Offered Vote:		York Yes	_ Cafferty	Yes	_ _ Lane	Second Yes	ded by: _ York	Brantle Yes	ey Williams	Yes		
CONSE	NT AG	ENDA										
Offered	by:	Caffe					ded by:	Lane				
Vote:	Bran	tley Yes	_ Cafferty	Yes	Lane	Yes	_ York	Yes	Williams	Yes		

# **SEPARATED RESOLUTIONS**

Res # 143 A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Department of Public Works

Offered by:		Carre	rty			Secon	Seconded by:			
Vote:	Brantley	Yes	Cafferty	Yes	Lane	Yes	York	Yes	Williams	Yes
Res #		C	Amendmer or Services P					ig Emerge	ency Approp	oriations
Offered	by:	Lane				Secon	ded by:	Caffer	ty	
Vote:	Brantley	Yes	Cafferty	Yes	Lane	Yes	York	Yes	Williams	Yes
Res#	Al	hzeen D		arious C	apital Imp	rovemen	its Contra	ict In Ân	une Awardin Amount No 375,290.00	
Offered	by:	Brant	ley			Secon	ded by:	York		
Vote:	Brantley	Yes	Cafferty	Yes	Lane	Yes	York	Yes	Williams	Yes

#### 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.

Karen Mason 105 Cardinal Rd Ms. Mason stated she is a resident of Neptune, previously lived in Ocean Grove for 20 years and is in her current address for an additional 20 years. Ms. Mason stated that the employees and committees work for the residents and their job is to bring the best quality of life to the residents. This includes safety, best uses of resources and quality of life. Ms. Mason stated this is not being done with the illegal use of the lot behind her home. Neptune Circle Holdings, LLC is the owner of the property. There is constant noise pollution, illegal activities, etc. There have been calls made to zoning, code enforcement and police department. This has caused a daily stress to Ms. Mason and her partner. There are tractors leaving at all hours of the day and night and will idle for hours before leaving. There have been refrigerated trucks parked outside all night. A resolution of the zoning board of adjustment authorized the development placed conditions on the property. The lights are shining into the home at all hours of the nights. Mr. Anthony addressed this. Mr. Anthony stated that George Waterman spoke to many residents. There was a complaint for zoning requirement violations on the property. There is a hearing scheduled on March 24, which anyone can participate in by zoom. The judge may not try it at that time, but the judge will hopefully address the concerns being posed by township and residents. Glare, Noise(nuisance) are enforced by police department. The zoning requirements are enforced by zoning official.

Gary Brown, 102 Cardinal Road Mr. Brown brought audio for the Committee to listen to as to understand the experience the residents are having. Mr. Brown stated there are a number of items that were on the resolution regarding storage of vehicles, limited hours of operation, and other limitations that are not being adhered to. Mr. Brown had met with the other residents of the area and agreed to try to address the property owner directly. The lights are shining on all of the homes. Mr. Brown stated the property owner has claimed that he was going to contact his electrician and has been unable to reach him. The property owner has been kicked out of three separate sites.

Puryera 301 Palmer Ave. Mr. Puryera stated that municipal code 4-11.04 has been discriminately placed on residents. This ordinance is not implemented on other residences that are violating the ordinance. There are many people who are violating this ordinance that are not being implemented. Mr. Anthony suggested that Mr. Puryera stated the best action would be to report the issue with other violations to the zoning official.

Mr. Puryera stated that he has come to ask multiple questions to rectify the

situation and has been told there is no one to answer questions. Ms. Jones stated there are issues in Code and Constructions. Ms. Jones stated that Teretha Jones, Hill Drive Neptune when her church was trying to move to Heck Ave., there was no follow up, no call backs, no answers to questions and it delayed this project about 1 year. Ms. Jones stated the department shows poor community relations and lack off communication with the residents as they need to work on this. Dr. Brantley stated he has heard complaints about the treatment. Dr. Brantley stated this was brought to the attention of the business administrator. Dr. Brantley felt the response was very dismissive. At this time, we have a new business administrator and hopefully there will be improvement. Elizabeth Markelen, Ms. Markelen was supporting the comments from Mr. Brown and Ms. Mason. 112 Cardinal Rd. Ms. Markelen stated she is also subject to issues from this parcel as well including noise, light pollution. Ms. Markelen stated it is very stressful to have to report to the police department or determine to not report Mr. Williams thanked David Milmoe and Police Department for their attendance Richard Williams, 1 Abbott Ave. at the HOA meeting Mr. Williams stated there are many conversations regarding pickleball. There is a resolution by Camp Meeting Association for use of a foam ball for pickleball. Mr. Williams asked if there is an option for creating a pickleball court in Neptune Township. Mr. Cafferty stated there are discussions regarding funding of this project and was in the discussion prior. There is no guarantee this year, but will be working towards it. Karen Lesto, 106 Ms. Lesto is here to support her neighbors, but also wanted to speak to the impact of the company that is operating behind the neighborhood. The light Cardinal Rd. pollution has made it impossible to enjoy her yard anymore. The lights are so bright it seems like she is looking at a stadium. There is no sound buffer for the loud vehicles. Ms. Harris was so happy to see construction on \_\_\_\_ Ave. Ms. Harris stated the Diana Harris, 17 Willow Drive question is there a plan to submit an RFP for a new developer. Ms. LaPlaca stated this is being evaluated by the redevelopment agency and once public, the **MERCK** residents would be notified. Ms. Harris believes there are some developers were overlooked and would like Ms. LaPlaca to address why they are not being taken into consideration. Ms. Harris stated the Black History Month event is available on Youtube **ADJOURNMENT** 

ADJOURNED AT 8:47pm

Lane

Offered by:

Respectfully Submitted,

Seconded by:

Brantley

Gabriella Siboni Township Clerk