

TOWNSHIP COMMITTEE WORKSHOP MEETING – March 27, 2023 – 6:00 P.M.

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

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

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

Mayor Cafferty 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 5, 2023, 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 is posted on the Township web site (www.neptunetownship.org) and the meeting is being streamed live via townhallstreams.com.

ITEMS FOR DISCUSSION IN OPEN SESSION

1. **Ordinance 23-16** An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 4 Business And Licensing Regulations By Amending Section 19 “Special Events And Temporary Displays”

Ordinance 23-17 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 13 Streets And Sidewalks By Amending Section 3 “Obstruction Of Streets Or Sidewalks”

Ordinance 23-18 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 4 Business And Licensing Regulations By Adding Sections 35 “Special Events”

Township Clerk, Gabriella Siboni reviewed notes provided to the Township Committee at the February 13 Workshop meeting relating to the proposed ordinances.

Type of Event	Definition of Event	Application Process
Block Party	A party for the residents of a block or neighborhood, typically held on a closed-off municipal street, an extension of a residential premise.	<ul style="list-style-type: none"> • Updated Application from the Clerk’s Office. • Includes Review and Approval from Police Department • Forward to Fire, EMS, DPW and OEM on Approval. • May request barricades; not guaranteed to be provided. • No Application Fee
Temporary Display	<p>Temporary Displays shall include outdoor displays and/or sales of a commercial nature other than those sales covered by Section 4-20 and 4-21 (<i>Garage Sales and Close Out Sales</i>) of the Neptune Township Code.</p> <p><i>This is commercial entities wishing to extend use of their property for an event, temporary sales display, etc.</i></p>	<ul style="list-style-type: none"> • Application with Zoning Officer • Application Fee remains \$100.00 • Provided list of required permits that may be applicable. • May be issued for 1 day to 2 weeks. May be renewed for one time for up to 2 additional weeks. • Notification sent to Fire, Police, EMS, DPW, OEM

Parade or Run	A public procession, especially one celebrating a special day or event that may include marching bands and floats. <i>Any event that traverses the municipality.</i>	<ul style="list-style-type: none"> • This may or may not include the closure of roads. • Resolution may be required • Event Rate Resolution adopted annually • Application submitted to the Clerk's Office • Would Follow the OEM application for an Event • Clerk would forward to Police and OEM for review and approval • Fees may/ will be assessed based on the fee rates established by resolution and the requirements set forth by the departments • Insurance would be required. • Provided list of required permits that may be applicable. • Application Fee \$250.00
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Carnival/ Festival	A planned public or social occasion held on a premises not typically used for stated purposes. a one-time or infrequently occurring event outside normal programs or activities of the sponsoring or organizing body	<ul style="list-style-type: none"> • This may or may not include the closure of roads. • Resolution may be required • Application submitted to the Clerk's Office • Would Follow the OEM application for an Event • Clerk would forward to Police and OEM for review and approval • Fees may/ will be assessed based on the fee rates established by resolution and the requirements set forth by the departments • Insurance would be required. • Application \$50.00
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Type of Event	Definition of Event	Application Process
Mass Assembly	A company of persons gathered together at any location at any single time for any purpose with a real or anticipated attendance of 500 or more people.	When an event application is submitted, if expected attendees exceeds 500 attendees special review by the special events committee comprised of department heads of impacted departments is necessary. Additional information, requirements, and fees may be assessed by the special events committee as needed.

Requests for Use of Public Property	Rentals of Township Owned property for private, community or commercial events.	Public Property will not be rented or used for events or activities that are outside of the intended purposes. Meaning that sports fields will continue to be rented for use by sporting groups, but no parks or facilities will be rented for events. Township has the ability to provide programming on public property whether it is within intended use. Township may Co-sponsor an event to occur on Township Property that is outside of the intended purposes. This will require a resolution and
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explicit instruction of what the Township will contribute.

Public Building Use Rental of Township Owned buildings for any use other than Township Sponsored Events or Meetings.

Public Buildings will not be rented or used for events or activities that are outside of the intended purposes. Meaning that sports fields will continue to be rented for use by sporting groups, but no parks or facilities will be rented for events.

Township has the ability to provide programming on public property whether it is within intended use.

Township may Co-sponsor an event to occur on Township Property that is outside of the intended purposes. This will require a resolution and explicit instruction of what the Township will contribute.

Dr. Brantley asked Mr. Anthony to provide his feedback on the proposed ordinances. Mr. Anthony stated the ordinances split the ordinance that is in the code book from 2009 to separate special events. Mr. Anthony stated there is a conflicting ordinance to 23-17 which prohibits all obstructions in the street. Mr. Anthony raised concerns that sidewalks in the Town may be treated differently than sidewalks in Ocean Grove and would want to consider a definition. Mr. Anthony stated he had concerns regarding the fees assessed to Mass Assembly. Ms. Siboni stated that the ordinance regarding Mass Assembly, it notes there will be a resolution establishing fees and rates for Special Events and Mass Assemblies. Due to the range of types of events that are requested, the ordinance gives the review committee the ability to review the event and determine the needed services and would utilize the rate resolution to calculate the assessment. The assessment and rates would be transparent and available for review with the applicants. The resolution was discussed in the Township Committee Workshop on February 13 and would be presented to the Township Committee after the ordinance is adopted. The resolution could not be considered prior to the ordinance. Mr. Anthony stated he doesn't think this solves the issue he has presented. Mayor Cafferty stated he understood both sides, but wanted to highlight that not all events are equal, so the question becomes do you set a stringent rate and hope that it covers all costs of the event or do you have rates that are assigned as needed to the events. Dr. Brantley stated that if the Township Attorney is not included in the writing or approval of an ordinance, the recommendation is for the Township Committee not to move forward.

Committeeman Lane asked a question related to an existing memorial day in Shark River Hills and asked if they had previously paid fees or if they would be subject to fees in the future. Ms. LaPlaca stated this would be an event that the Township would and has partnered with the organization so there would not be assigned fees. Ms. LaPlaca stated the ordinances in question address the lack of process for outside event organizers. At this time, we do not have a process or an ability to enforce policy, procedure or reimbursements for events that are trying to organize in Neptune Township. These ordinances were drafted with the department heads input and there have been numerous discussions where departments have notified administration that we do not have staffing, or financing to assist with the events. It has also been noted by the Township Attorney that providing these services without reimbursement or compensation has been noted in a Prosecutor's memo as an activity the Township is prohibited in participating in. Dr. Brantley reiterated the Township Attorney should approve the ordinance prior to Township Committee consideration.

Committeeman Williams asked to review each ordinance individually to address concerns or determine how the Township Committee would like to move forward. Deputy Mayor York asked why the title of the ordinance from "Special Events and Temporary Displays" is being changed. Ms. Siboni advised that the name is being changed for accuracy. The ordinance has never addressed Special Events and the creation of Ordinance 23-18 was dedicated to special events, their definitions and the necessary procedures. Ms. Siboni indicated that the Zoning Officer only has oversight to the temporary displays of commercial entities and displays that are adjacent to their property, per the ordinance. This would not include the numerous requests for parades, runs, or festivals, all of which are defined in the proposed ordinance 23-18. Mr. Anthony stated he did not have issue with Ordinance 23-16. Mayor Cafferty confirmed this ordinance never covered special events which is why the language is removed.

Deputy Mayor York asked why the authority being changed from the Township Committee to the Township Clerk. Ms. Siboni stated the ordinance notes the Township Committee is the issuing authority or their designee. The

Township Committee had designated the Township Clerk as the Authority in the past. Ms. Siboni stated this ordinance references block parties. Block parties have been submitted to the Township Clerk for review and the authority to issue. This ordinance was previously questioned because last year when there was a denial, the applicants came before the Township Committee to appeal the decision, even though the denial was for safety concerns posed by the Police Department. The ordinance was changed to confirm the authority. Deputy Mayor York did not agree that the Township Clerk should be the issuing authority. Deputy Mayor York stated that when the denial came before the Committee last year, Mayor Williams had advised the parties of the reason for denial. Deputy Mayor York stated this information was not previously given to the applicants and that is why she believes they should have a right to come before the Township Committee to ask questions. Mr. Anthony stated he would like the ordinance to include a definition for sidewalk and there is an ordinance that directly conflicts with this ordinance. Mr. Anthony stated he would need to address this concern with the Township Police Department.

Mayor Cafferty asked the Township Committee to express their concerns about Ordinance 23-18. Dr. Brantley stated he did not want to consider an ordinance that the Township Attorney did not approve.

Deputy Mayor York inquired who writes the ordinances. Dr. Brantley stated that people can write ordinances like the Township Clerk or Business Administrator, but it should be passed through the Township Attorney before consideration. Deputy Mayor York stated she believes the Township Attorney should be the one writing ordinances.

2. Committee Calendars

Committeeman Lane stated there is a Vietnam Veterans luncheon on March 29 at the American Legion Post 33 and encouraged anyone available to attend.

Mayor Cafferty stated the Easter Egg Hunt is scheduled for April 1 at 10AM and the Easter Egg Hunt at Dusk is scheduled for April 4th.

Res #23 - 138 Authorize An Executive Session As Authorized By The Open Public Meetings Act.

Offered by: Lane Seconded by: York
Vote: Brantley Yes Lane Yes York Yes Williams Yes Cafferty Yes

- **Neptune Library Closure:** The Neptune Township Library will be closed on Wednesday March 29th to allow for the installation of the permanent counter for the new circulation desk. Assuming that all goes as planned, the Library will reopen for its normal schedule on Thursday March 30th.
- **Update on Homeless Encampment:** The Township hosted a meeting on March 17th with the DCA’s Office of Homeless Prevention, the owner of the property where the encampment is located and representatives of all the relevant Township departments having oversight of the issues occurring at the camp. The result was a formal request from the Township to the State for “technical assistance,” as well as the landowner agreeing to grant access to the property for State, County and Township personnel in the form of “outreach teams.” We are now in the data collection stage of the process – specifically, identifying the residents of the encampment and determining exactly what resources will need to be made available to them, including available opportunities for relocation. A follow-up meeting with all parties is scheduled for this coming week.
- **Youth Emergency Services Summer Camp:** The Township is pleased to announce its inaugural Youth Emergency Services Summer Camp, which will take place from August 7-18. Children between the ages of 10-15 will have the opportunity to learn about each branch of emergency services in the Township – including Police, Fire, EMS, OEM and much more – directly from our first responders themselves, and get a hands-on, inside look at how each department functions in an emergency. Registration for Neptune residents opens on April 3rd; if space is available, registration will be available to non-residents beginning on May 3rd. For additional information, please contact the Neptune Recreation Department.

PUBLIC COMMENTS ON RESOLUTIONS

The Clerk will announce additional information in regard to Separated Resolutions if necessary.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
Frank Remington	Public Works	CDL Class A Driver	\$41,500.00	April 3, 2023

Public comments regarding resolutions presented on this agenda only.

The public comment portion of our meeting is to allow the public to bring to the Committee’s attention their concerns or comments. In accordance with N.J.S.A. 10: 4-12(a) and the Neptune Rules of Committee, the Committee asks the public to limit their comments to five minutes or less. The Committee will respect the public’s time by refraining any comment until the speaker has finished with their allotted time. It should be further noted that public comment portion of our meeting is not structured as a question-and-answer session. If a member of the public has questions, they seek answers to, an appointment can be made with the appropriate office, Business Administrator or Township Committee Liaison during regular business hours. The Township Clerk will regulate the time during the comment portion of our meeting. The Committee reserves the right to respond to comments or questions at the conclusion of the speaker’s time.

Nancy Clarke, 47 Embury Ave.

Ms. Clarke asked about resolution 23-145, Ms. Clarke asked about the settlement noted in the resolution.

Resolution 23-146 and Resolution 23-147 are Marina improvements and Ms. Clarke asked why the expenditures are being made.

Ms. LaPlaca stated there is FEMA money to pay for the finger docks. Ms. LaPlaca stated otherwise, the marina is a public facility which does provide revenue for the Township. The fingerdocks address a safety issue for those accessing the slips. Mayor Williams stated there was a certain number of dock boxes and they are included in the slip fees. Overtime, they have been damaged, lost, or other reason to require replacement. Mayor Williams stated the plan to install fingerdocks has been in question for a long time.

Mr. Anthony stated the attorney who represented the Township on this matter. The settlement will hopefully be up for consideration at a future meeting when the matter is complete

Joan Venezia, 107 Mt. Hermon Way

Ms. Venezia asked why taxpayers are paying for the improvements at the

Marina. Ms. Venezia stated in the past, it was stated that the Marina is paid for through its revenue. Ms. LaPlaca stated there is FEMA money and the additional funds are expended through the Marina budget.

Barbara Burns, 4 Ocean Ave.

Ms. Burns asked if there is a waiting list at the Marina. Ms. Burns stated that the Marina is not self-sustaining if the Township is receiving FEMA money. Ms. Burns asked why if this is a public policy, why then is the public not allowed to hold community events at the Marina building.

PUBLIC HEARING ON DISTRICT #1 DEFEATED FIRE BUDGET

Res #23- 139 A Resolution Of The Township Committee Of The Township Of Neptune Adopting The 2023 Budget For Neptune Fire District #1

There are no public comments

Offered by: Lane Seconded by: Williams
Vote: Brantley Yes Lane Yes Williams Yes York Yes Cafferty Yes

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 23-09 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 4 Business And Licensing Regulations By Amending And Supplementing Section 17 “Taxicabs”

There are no public comments

Explanatory Statement: This ordinance amends Chapter 4 Section 17 Taxicabs to amend application due dates, revocation timeline, late fees, and temporary license fees.

Offered by: Lane Seconded by: Brantley
Vote: Brantley Yes Lane Yes Williams Yes York Yes Cafferty Yes

Ordinance 23-10 Capital Ordinance Amending And Restating In Its Entirety Capital Ordinance Number 22-23 Finally Adopted By The Township Committee Of The Township Of Neptune, In The County Of Monmouth, State Of New Jersey On June 27, 2022 To Decrease The Total Appropriation Therein From \$500,000 To \$370,000, To Decrease The Amount Of The Regional Greenhouse Grant Received Or Expected To Be Received From The New Jersey Department Of Environmental Protection, And To Increase The Amount Appropriated From The Township’s General Capital Fund

There are no public comments

Explanatory Statement: This ordinance Amends and restates in its entirety Capital Ordinance Number 22-23 (the “Original Ordinance”, which provides for the acquisition of an electric powered garbage truck and the acquisition and installation of electric charging stations, including any equipment related thereto, at the Department of Public Works within the Township) to decrease the total appropriation therein by \$130,000, from \$500,000 to \$370,000 due to (i) a decrease in the Regional Greenhouse Fund Grant the Township has received or expects to receive from the New Jersey Department of Environmental Protection’s Equipment Modernization Program from \$476,966.16 to \$346,135.45 and (ii) an increase in the appropriation from the Township’s Capital Surplus Account in the General Capital Fund from \$23,033.84 to \$23,864.55

Offered by: Brantley Seconded by: Lane
Vote: Brantley Yes Lane Yes Williams Yes York Abstain Cafferty Yes

Ordinance 23-11 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 \$500,000 Therefor (Including A \$293,929 NJDOT Transportation Trust Fund Grant) And Authorizing The Issuance Of \$206,071 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

There are no public comments

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 \$500,000, bonds/ notes authorized \$206,071, grant \$293,929 NJDOT Transportation Trust Fund Grant, Section 20 Costs \$80,000. Useful life: 15 years.

Offered by:	<u>Williams</u>	Seconded by:	<u>York</u>
Vote:	Brantley <u>Yes</u> Lane <u>Yes</u> Williams <u>Yes</u> York <u>Yes</u> Cafferty <u>Yes</u>		

Ordinance 23-12 Bond Ordinance Amending And Restating In Its Entirety Bond Ordinance Number 21-31 Finally Adopted By The Township Committee Of The Township Of Neptune, In The County Of Monmouth, State Of New Jersey On June 28, 2021, To Increase The Total Appropriation Therein From \$1,600,000 To \$2,500,000, To Increase The Authorization Of Bonds Or Notes Of The Township From \$1,520,000 To \$2,375,000, To Increase Section 20 Costs, And To Amend And Restate Other Provisions Therein

There are no public comments

Explanatory Statement: Amend and restate in its entirety Bond Ordinance Number 21-31 (the "Original Ordinance", which provides for Phase II of the Public Works Facility improvement program, including, but not limited to, the construction and reconstruction, as applicable, of various municipal facilities within the Township, such construction and reconstruction to include, but not be limited to, the construction of garages, storage buildings, drainage, roadways, driveways, recycling and training facilities, parking lots, and all other related improvements) to (i) increase the total appropriation therein by \$900,000, from \$1,600,000 to \$2,500,000, (ii) increase the authorization therein of bonds or notes of the Township by \$855,000, from \$1,520,000 to \$2,375,000, (iii) increase the down payment therein by \$45,000, from \$80,000 to \$125,000, (iv) increase the amount for items of expense listed in and permitted under section 20 of the Local Bond Law therein by \$150,000, from \$250,000 to \$400,000, and (v) amend and restate other provisions therein. Appropriation: \$2,500,000 (increased from \$1,600,000 in the Original Ordinance), Bonds/ Notes Authorized: \$2,375,000 (increased from \$1,520,000 in the Original Ordinance), Grants: None (unchanged from Original Ordinance), Down Payment: \$125,000 (increased from \$80,000 in the Original Ordinance), Section 20 Costs: \$400,000 (increased from \$250,000 in the Original Ordinance), Useful Life: 20 years (unchanged from Original Ordinance)

Offered by:	<u>Lane</u>	Seconded by:	<u>Brantley</u>
Vote:	Brantley <u>Yes</u> Lane <u>Yes</u> Williams <u>Yes</u> York <u>Yes</u> Cafferty <u>Yes</u>		

Ordinance 23-13 Bond Ordinance Providing For The Acquisition Of An Electric Powered Garbage Truck And The Acquisition And Installation Of Electric Charging Stations At The Department Of Public Works, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$300,000 Therefor And Authorizing The Issuance Of \$285,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

There are no public comments

Explanatory Statement: The bond ordinance provides for the financing of the acquisition of an electric powered garbage truck and the acquisition and installation of electric charging stations at the Department of Public Works within the Township. Appropriation: \$300,000, Bonds/ Notes Authorized: \$285,000, Grant: None, Down Payment: \$15,000, Section 20 Costs: \$25,000, Useful Life 7 Years.

Offered by:	<u>York</u>	Seconded by:	<u>Lane</u>
Vote:	Brantley <u>Yes</u> Lane <u>Yes</u> Williams <u>Yes</u> York <u>Yes</u> Cafferty <u>Yes</u>		

Ordinance 23-14 Bond Ordinance Amending And Restating In Its Entirety Bond Ordinance Number 21-32 Finally Adopted By The Township Committee Of The Township Of Neptune, In The County Of Monmouth, State Of New Jersey On June 28, 2021, To Increase The Total Appropriation Therein From \$600,000 To \$900,000, To Increase The Authorization Of Bonds Or Notes Of The Township From \$570,000 To \$855,000, And To Amend And Restate Other Provisions Therein

There are no public comments

Explanatory Statement: Amend and restate in its entirety Bond Ordinance Number 21-32 (the "Original Ordinance", which provides for Phase II of the Public Works Facility improvement program, including, but not limited to, the construction and reconstruction, as applicable, of various municipal facilities within the Township, such construction and reconstruction to include, but not be limited to, the construction of garages, storage buildings, drainage, roadways, driveways, recycling and training facilities, parking lots, and all other related improvements) to (i) increase the total appropriation therein by \$300,000, from \$600,000 to \$900,000, (ii) increase the authorization therein of bonds or notes of the

Township by \$285,000, from \$570,000 to \$855,000, (iii) increase the down payment therein by \$15,000, from \$30,000 to \$45,000, and (iv) amend and restate other provisions therein. Appropriation: \$900,000 (increased from \$600,000 in the Original Ordinance), Bonds/ Notes Authorized: \$855,000 (increased from \$570,000 in the Original Ordinance) Grant: None (unchanged from Original Ordinance) Down Payment: \$45,000 (increased from \$30,000 in the Original Ordinance) Section 20 Costs: \$100,000 (unchanged from Original Ordinance) Useful Life: 20 years (unchanged from Original Ordinance)

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

ORDINANCES FOR FIRST READING

Ordinance 23-15 An Ordinance To Amend Volume I, Chapter VII Of The Code Of The Township Of Neptune By Adding A Resident Only Handicapped Parking Zone On Abbott Ave. And Removing A Resident Only Handicapped Parking Zone On Central Ave.

Explanatory Statement: Statement: This ordinance authorizes a resident only handicapped parking zone in front of 84 Abbott Ave. and removes a resident only handicapped parking zone at 39 Central Ave.

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

Ordinance 23-16 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 4 Business And Licensing Regulations By Amending Section 19 “Special Events And Temporary Displays”

Explanatory Statement: Statement: This ordinance changes the title of permit to “Temporary Display” and amends the timeline for issuance of permit, requirements of permit and repeals §4-19-.8 “Repealer, Severability; when effective”.

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

Ordinance 23-17 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 13 Streets And Sidewalks By Amending Section 3 “Obstruction Of Streets Or Sidewalks”

Explanatory Statement: Statement: This ordinance amends Chapter 13 to reflect a change in issuing authority for Street Obstructions and includes requirements for the application.

Motion to Table

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

Ordinance 23-18 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 4 Business And Licensing Regulations By Adding Sections 35 “Special Events”

Explanatory Statement: Statement: This ordinance amends and supplements chapter 4, to add definitions, fees, regulations, and requirements for Special Events in Neptune Township.

Motion To table

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

Ordinance 23-19 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 16 Sewers By Amending Section 2 “Sewer Rental Charges”

Explanatory Statement: Statement: This ordinance amends chapter 2 to include language regarding rooming house rooms, decrease the fee for additional rooms in rooming houses and update the format to remove outdated fee schedules.

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

The Clerk announces the public hearing on ordinances listed will be held on April 10, 2023.

CONSENT AGENDA

- Res #23- 140** A Resolution Of The Township Committee Of The Township Of Neptune Accepting Resignations
- Res #23- 141** Resolution Authorizing Execution Of The Side Bar Agreement With Neptune Township Department/Division Head Association And Employees With Individual Employment Contracts
- Res #23- 142** Resolution Authorizing Execution Of The Side Bar Agreement With AFSCME Local #2792
- Res #23- 143** Resolution Authorizing Execution Of The Side Bar Agreement With AFSCME Local #1844
- Res #23- 144** Resolution Authorizing the Township of Neptune Through the Neptune Township Police Department, to Participate in the Defense Logistics Agency, Law Enforcement Support Enforcement Support Office, 1033 Program to Enable the Neptune Township Police Department to Request and Acquire Excess Department of Defense Equipment.

- Res #23- 145** Resolution Rescinding Township Of Neptune Resolution # 18-170 – 4/23/18
- Res#23- 146** Authorizing The Purchase Of Dock Boxes From West Marine Pro In An Amount Not To Exceed \$26,103.00
- Res#23- 147** Authorizing The Purchase Of Finger Docks From American Muscle Docks And Fabrication In An Amount Not To Exceed \$43,642.00
- Res#23- 148** Authorizing The Township Committee Of The Township Of Neptune To Execute Change Order #1 For \$85,070.00 With Lucas Brothers Inc. For Sixth Avenue Sewer Main Replacement For A New Contract Total Of \$1,542,527.00
- Res#23- 149** Authorize the Payment of Bills
- Res#23- 150** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Reclassification

CONSENT AGENDA

Offered by: Lane Seconded by: Williams
Vote: Brantley Yes Lane Yes Williams Yes York Yes Cafferty Yes

SEPARATED RESOLUTIONS

- Res #23- 151** Release A Performance Bond Filed By Neptune Estates/ Victoria Estates LLC For Site Improvements For Phase 1a Block 3301 Lots 32, 33 And 54, Phase 1b Block 3301 Lots 34, 35, 36, 27, 38, 50, 51, 52, & 53, Phase 2 Block 3301 Lots 39-49 And Block 3302 Lots 1-4

Offered by: York Seconded by: Brantley
Vote: Brantley Yes Lane Yes Williams Yes York Yes Cafferty Abstain

- Res #23- 152** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Public Works

Offered by: Lane Seconded by: York
Vote: Brantley Yes Lane Yes Williams Yes York Yes Cafferty Yes

- Res #23- 153** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Reclassification- Amendment to Resolution 23-137

Offered by: Lane Seconded by: York
Vote: Brantley Yes Lane Yes Williams Yes York Yes Cafferty Yes

- Res #23- 154** Introduction of Municipal Budget 2023

Offered by:	<u>Brantley</u>	Seconded by:	<u>York</u>
<i>Vote:</i>	Brantley <u>Yes</u> Lane <u>Yes</u> Williams <u>Yes</u> York <u>Yes</u>		<u>York</u> Cafferty <u>Yes</u>

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Members of the public may address any concern relating to the Township.

The public comment portion of our meeting is to allow the public to bring to the Committee’s attention their concerns or comments. In accordance with N.J.S.A. 10: 4-12(a) and the Neptune Rules of Committee, the Committee asks the public to limit their comments to five minutes or less. The Committee will respect the public’s time by refraining any comment until the speaker has finished with their allotted time. It should be further noted that public comment portion of our meeting is not structured as a question-and-answer session. If a member of the public has questions, they seek answers to, an appointment can be made with the appropriate office, Business Administrator or Township Committee Liaison during regular business hours. The Township Clerk will regulate the time during the comment portion of our meeting. The Committee reserves the right to respond to comments or questions at the conclusion of the speaker’s time.

Edward Yuseewski
Audrey
Students of Rutgers
Manasquan and New Brunswick

There is damage to garden boxes at the community garden on division St. The neighboring property has moved their fence and they are seeking clarification on the property line.

Alisha Greenblatt, 142 Franklin

They sought clarification on when the water will be turned on and if the soil can be replaced. They asked who the best point of contact would be. Ms. LaPlaca indicated it would be her and she will check with the appropriate departments to address those concerns.

Gary Brown, Cardinal Road

Ms. Greenblatt stated that Mr. Ciccone spoke at the meeting and a question was posed for Mr. Ciccone that she is waiting on an answer from Mr. Ciccone. Ms. Greenblatt stated that there is an increase in fees for the short-term rentals and it has been noted that the Camp Meeting Association does not pay for the inspection of the tents. Ms. Greenblatt asked or assurance from the Committee that there would be equity between the homeowners and camp meeting.

Joyce Klein, 105 Mt. Hermon Way

Mr. Brown thanked Ms. LaPlaca for her update on the encampment. Mr. Brown stated there were trespassing signs installed, but Mr. Brown asked how and when they are being enforced. Mr. Brown also stated there are new tents. Mr. Brown also stated there is still an issue with trash and is hoping the Township can assist. Mr. Brown stated there was an assault at the encampment that led to a hospitalization.

Tom Cook 1800 Block Summerfield Ave.

Ms. Klein stated Mr. Ciccone came to speak to the Ocean Grove Homeowners Association and he was great and stayed after to address questions and concerns of the residents. Ms. Klein expressed gratitude to Mr. Ciccone.

Barbara Burns, 4 Ocean Ave.

Ms. Klein stated she has concerns about smoke detectors being inspected in the tents and during regular inspections. Ms. Klein asked about the purposes of ordinances 23-16 and 23-17. Ms. Klein expressed concerns about the impact of the impact of Ordinance 23-16. Mr. Cook wanted to give kudos to Public Works as they are always courteous and helpful. Mr. Cook also stated the gentleman who picks up garbage in his neighborhood notified them of keys left in the car ignition.

Mr. Cook congratulated the committee on their adoption of a resolution for Medicare for all and said he was proud to have his Township take on such an important issue.

Mr. Cook stated that Monroe Ave was repaved and there were 2 speed bumps. Mr. Cook asked if those speed bumps will be re-installed or if they are not, will the signs be taken down.

Ms. Burns asked questions about Ordinance 23-18 and mass assembly. Ms. Burns asked if there was to be a wedding to be held at private party, would a permit would be required. Ms. Burns also asked what the definition of

“location” is. Ms. Burns stated that the ordinance addresses rental or use of public buildings or lands, it seems it is already allowed.

Ms. Burns asked if the language a “Township Endorsed Activity” is an issue of discrimination.

Susanne Crosby

Ms. Crosby stated the Living shoreline seems like it is almost complete and a phenomenal effort by the Township. Ms. Crosby stated she is the director of Art for Sea and has partnered with Neptune Recreation in the past. Ms.

Paul Martin 142 Franklin Ave.

Crosby asked if there would be consideration of those fees for non-profits. Mr. Martin asked if in regard to the building of the new pier, if an environmental protection certificate prior to building, or a zoning permit, Historic preservation committee, or other permits.

Mr. Anthony stated the pier is not subject to the construction code, zoning, or the historic preservation. The Pier is subject to Department of Community Affairs and NJDEP and they have procured through the NJDEP and NJ DCA.

Nancy Clarke, 47 Embury Ave.

Ms. Clarke stated there is nowhere in the resolution where it is referencing that FEMA money would be used. Ms. Clarke thanked the members of the committee for their reports tonight but was disappointed that land use only handles land use. Ms. Clarke stated she believes the committee members meet with staff and it does not seem to be occurring in Land Use.

Susan Harris 28 Seaview Ave.

Ms. Harris asked the reason for changing the term from Special and Temporary Display.

Michael Badger, 129 Broadway

Mr. Badger stated that Camp Meeting Association went to the appropriate agencies to get the permits for the pier. Initially, it was advised only a waterfront development was needed. As the project progressed, the amount of developed triggered a CAFRA permit. The Camp Meeting obtained an emergency permit and eventually a final permit. Any time a governmental agency approached and noted a needed permit, the Camp Meeting complied. Mr. Badger indicated that Avakian has been acting as an engineer.

Mr. Badger stated the previous ordinance for 23-16 applied to temporary displays applied to commercial entities.

Joab Venezia, 107 Mt. Hermon Way

Ms. Venezia stated that she is unhappy for the lack of planning for pickleball courts, the green acres applications. Ms. Venezia expressed frustration that blame was placed on residents for the cancellation of the meeting. Ms. Venezia expressed frustration with the run around regarding parking in Ocean Grove. Ms. Venezia stated she has received updates on Ocean Grove North End Redevelopment through the Monmouth County courts and not the Township. Ms. Venezia stated she is in support of the tents being subject to inspections of short-term rental. Ms. Venezia asked if a permit is needed for the railings on the pier.

ADJOURNMENT

Offered by: Lane

Seconded by: Williams

Time adjourned: 8:10PM

Respectfully Submitted,

Gabriella Siboni
Township Clerk