

TOWNSHIP COMMITTEE MEETING – JUNE 10, 2019

Mayor Rizzo called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: Kevin B. McMillan, Nicholas Williams, and Mayor Carol Rizzo. Absent: Robert Lane, Jr. (Nicholas Williams arrived during workshop open session)

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

Mayor Rizzo announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on January 3, 2019, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

The following items were discussed in open session:

Police Chief Hunt, Deputy Chief Fisher, Capt. Gualario, and Capt. McGhee, presented the 2018 Police Annual Report. Chief Hunt provided an overview of the report including staffing and table of organization. He noted that violent crime decreased 29% in 2018 versus 2017 and non-violent crime was down 6.6%. Mayor Rizzo noted that domestic violence cases increased. Capt. Gualario indicated that there has been an effort toward training and encouraging citizens to report domestic violence. Capt. McGhee added that the public's comfort level in reporting domestic violence has increased due to the efforts of the Department. Capt. McGhee presented the Operations Division. There were 37,773 calls for service in 2018, versus 37,248 in 2017. There were 2,674 arrests and 79 juvenile arrests. Deputy Chief Fisher reviewed the Administrative Division. (Mr. Williams arrived) There were 8,997 traffic summonses issued. The Community Outreach Programs, Special Law Enforcement Officer Program, School Resource Officers and recruitment efforts continued. Capt. Gualario presented information on the Professional Responsibility Division which includes the Detective Bureau, accreditation, internal affairs, and grant program. The Detective Bureau processed 5,130 items of evidence from 2,003 cases. There were 13 internal affairs complaints filed by citizens versus 26 in 2017. The full report will be displayed on the Police Department web site. The Committee members thanked the officers for their thorough report.

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

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

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist,

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

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.

2. The general nature of the subject matter to be discussed is as follows:

Contract negotiations – Township owned lot at Block 506, Lot 2
Real Estate negotiations – BAW, LLC Conditional Redeveloper Agreement and disposition of land on West Lake Avenue
Personnel – Personnel matter
Personnel – Vacancies on OGSA and HPC

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

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

The Committee was reminded that a vacancy exists on both the Ocean Grove Sewerage Authority and the Historic Preservation Commission.

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

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

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

After a moment of Silent Prayer and the Flag Salute, the Mayor asked the Clerk to indicate the fire exits.

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

Mayor Rizzo announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on January 3, 2019, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at www.neptunetownship.org.

APPROVAL OF MINUTES – MOTION FAILED

Mr. McMillan offered a motion, seconded by Mr. Williams, to approve the minutes of the meeting held on May 23rd. Mr. McMillan and Mr. Williams voted in favor. Dr. Brantley and Mayor Rizzo abstained because they were not present at that meeting. Without three affirmative votes from members who were present on May 23rd, the motion failed.

COMMENTS FROM THE DAIS

Mr. Williams attended the Hooked on Fishing, Not on Drugs event. Those catching the biggest fish received fishing poles and others received prizes. The Police Department gave their annual report at the workshop session. The new police schedule has resulted in more officers on the street and court activity is up. The Police Committee will look at the new schedule at the one year mark and analyze its effectiveness. The marina is nearly full and is self-sustaining, meaning that cost to operate the marina is fully borne by the marina customers, not the taxpayers.

Dr. Brantley stated the Police Department's report indicated more arrests in 2018, but that does not mean there is more crime rather that more people are getting caught. He mentioned a pending bill in the State Legislature regarding teaching water safety and swimming. This is in response to the drowning of Neptune High School student several years ago.

Mr. McMillan attended the funerals of Barbara Kee and Bishop Harvey. He attended the League Legislative meeting where two bills were discussed. The bills concern a change to veterans status in civil service communities and a requirement for law enforcement to be trained in tactical skills.

Mayor Rizzo had her monthly meeting with the Camp Meeting Association and met the leaders of Liquid Church. She wants to take a wait and see approach with this group and engage in face to face conversations. She attended in the Community Gardens event which was also attended by Mom's Demand Action Against Gun Violence. She attended the Asbury Park Community Day where Charity Kings helped with obtaining prom dresses for local students. She announced openings on both the Ocean Grove Sewerage Authority and Historic Preservation Commission. The Mayor met with the JSUMC and they are opening an urgent care facility with a behavioral health component on Route 33. She accompanied the Mayor's Youth Cabinet on a visit to the State House. Finally, the Mayor is involved in discussions on property maintenance with an eye towards making it easier to ensure that properties are being maintained.

BUSINESS ADMINISTRATOR'S REPORT

Mr. Gadaleta provided the following report:

The Redevelopment Committee continues to review and comment on the final redevelopment agreement for OGNED.

The Township Committee and Redevelopment Committee were provided with a submission from BAW, LLC regarding their proposed development at Block 611 in the West Lake Avenue Redevelopment Area. This will be further discussed.

Mr. Gadaleta and Leanne Hoffmann continue to provide information to Boardwalk Wind for their proposed Wind Project at the Jersey Shore. They along with other applicants await approval of a wind procurement contract from the BPU. The wind energy would be provided via underground cabling to be connected to the Ocean View Electric Substation off of West Bangs Avenue. This project would tie in directly with the Township's Microgrid Project and improve our position within Sustainable Jersey. He will be attempting to schedule meetings with property owners whose property adjoins or is in proximity to the Ocean View Substation.

Contracts have been signed between the owner of 4 Boardwalk and OGCMA for the crossing of the boardwalk near to the Asbury Park City line. Also owner has signed contracts for the boardwalk crossing work and the debris removal. The crossing work will begin this week and the clean-up to begin once the crossing is in place. It is anticipated all work to be completed by July 1. During some construction activities a temporary walkway will be put into place. Also, temporary lighting from Neptune OEM has been provided to the OGCMA for safety and security purposes.

Veterans Memorial Park: As follow up to my initial report as to the paint ball damage at the Park, one of the individuals seen on video has been identified. The PD is continuing their investigation.

Township Administrative and Engineering staff met with our Microgrid consultants and representatives of Nextera Energy from Florida. Nextera Energy has expressed an interest in participating in our Microgrid project. We continue to await final adoption of legislation that will permit public private partnerships for statewide Microgrid projects.

The Redevelopment Committee has received a Pre-Submission Form from John Sierco who is interested in undertaking the completion of the Schoolhouse Square housing project. The Committee continues to vet out Mr. Sierco and his partners.

Our first attempt at a shuttle service was implemented at the OG Chamber Flea Market on June 1. I am happy to report it was a resounding success. Township in cooperation with the OGCMA will have two shuttles operating for the July 6 parade.

3501 Route 66, the former Continental Insurance property is under new ownership who has begun clean-up of the site and is meeting with a potential tenant for the site.

PUBLIC COMMENTS ON RESOLUTIONS

Joan Venezia, 107 Mt. Hermon Way, asked if an alternate on the Historic Preservation Commission will be moved into the vacant position created by the removal of a member. Mr. Cuttrell stated that the Committee usually moves up an alternate and any new member then takes the vacant alternate position. She asked if work has started on the removal of fire debris at the North End Pavilion. Mr. Gadaleta responded that work has not yet started.

Jack Bredin, 94 ½ Heck Avenue, asked if the one hour extension for construction hours includes any removal of boardwalk. Mr. Gadaleta replied that no boardwalk or decking will be removed. The removal is only the fire debris piles. Mr. Bredin asked if the Clean Communities grant funding is connected to the Township's visit with officials from the Governor's office to assist the businesses impacted by the fire. Mr. Gadaleta stated no, the Clean Communities grant is not related to the visit.

Nancy Clarke, 47 Embury Avenue, asked for details on the lien placed on 103 Franklin Avenue and how would it be collected. Mr. Cuttrell stated that the lien is for clean-up of the exterior of the structure. Mr. Gadaleta stated that if the lien is not paid, it would become a tax lien and go to tax sale.

ORDINANCE NO. 19-15 - ADOPTED

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

ORDINANCE NO. 19-15

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

LAWRENCE AVENUE, CONVERTING AN EXISTING HANDICAPPED ZONE TO A RESIDENT ONLY HANDICAPPED ZONE ON EMBURY AVENUE AND REMOVING A RESIDENT ONLY HANDICAPPED PARKING ZONE ON PENNSYLVANIA AVENUE

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

Joan Venezia, 107 Mt. Hermon Way, suggested that the Parking Consultant review the number of handicapped stalls in Ocean Grove. She asked if there has been an increase in the number of spots added this year and if the majority of the spaces were on the north side of Ocean Grove. Mr. Cuttrell stated that the number of new stalls added has been fairly consistent at about 15 per year. This year, the net number of new spaces has been less because several spots have been removed. He estimated that the majority of handicapped spots are north of Main Avenue in Ocean Grove.

There being no further comments, the Mayor closed the public hearing.

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

ORDINANCE NO. 19-16 - APPROVED

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

ORDINANCE NO. 19-16

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 ASBURY AVENUE

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

ORDINANCE NO. 19-17 - APPROVED

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

ORDINANCE NO. 19-17

AN ORDINANCE TO AMEND VOLUME I, CHAPTER V, SECTION 5-2 OF THE CODE OF THE TOWNSHIP OF NEPTUNE, ENTITLED "APPOINTMENT OF POUND MASTER OR ANIMAL CONTROL CONTRACTOR; IMPOUNDING DOGS"

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

Mr. Cuttrell stated that the Public Hearings on Ordinances 19-16 and 19-17 will be held on Monday, June 24, 2019.

CONSENT AGENDA

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

AUTHORIZE AN AMENDMENT TO THE 2019 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION – CLEAN COMMUNITIES PROGRAM

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2019 in the sum of \$70,877.52 which is now available from the NJDEP Clean Communities Program in the amount of \$70,877.52; and,

BE IT FURTHER RESOLVED that the like sum of \$70,877.52 is hereby appropriated under the caption of NJDEP – Clean Communities Program 2019; and,

BE IF FURTHER RESOLVED, that the above is the result of funds from the New Jersey Department of Environmental Protection Clean Communities Program in the amount of \$70,877.52; and,

BE IT FURTHER RESOLVED, that the Clerk forward three certified copies of this resolution to the Chief Financial Officer and one copy to the Assistant C.F.O., and Auditor.

AUTHORIZE AN AMENDMENT TO THE 2019 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE UNITED STATES DEPARTMENT OF JUSTICE

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2019 in the sum of \$6,207.50 which is now available from a United States Department of Justice – Bureau of Justice Assistance Grant in the amount of \$6,207.50; and,

BE IT FURTHER RESOLVED that the like sum of \$6,207.50 is hereby appropriated under the caption of 2018 Bulletproof Vest Partnership Grant; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the United States Department of Justice – Bureau of Justice Assistance 2018 Bulletproof Vest Partnership Grant in the amount of \$6,207.50; and,

BE IT FURTHER RESOLVED, that the Clerk forward three certified copies of this resolution to the Chief Financial Officer and one copy to the Assistant C.F.O., and Auditor.

AUTHORIZE TEMPORARY STREET CLOSING IN CONNECTION WITH SHARK RIVER BEACH & YACHT CLUB FUN RUN

WHEREAS, the Shark River Beach & Yacht Club is holding its annual Fun Run for children on a portion of South Riverside Drive on Friday, July 12, 2019; and,

WHEREAS, the Police Department has recommended that a portion of South Riverside Drive be temporarily closed for the safety of the participants; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that South Riverside Drive between The Plaza and Sylvan Drive shall be closed to vehicular traffic on Friday, July 12, 2019 between the hours of 5:30 PM to 7:00 PM; and,

BE IT FURTHER RESOLVED, that the Department of Public Works is hereby requested to supply the necessary barricades to close this portion of the street and all appropriate cross streets; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to the Chief of Police, Lt. Michael Zarro, and Director of Public Works.

AUTHORIZE EXECUTION OF A CONTRACT/USE AGREEMENT WITH FRIENDS OF BELMAR HARBOR FOR THE USE OF THE SHARK RIVER MUNICIPAL MARINA

WHEREAS, the Friends of Belmar Harbor conducts organized youth sailing and marine

science activities at the Shark River Municipal Marina which is Green Acres designated property owned by the Township of Neptune; and,

WHEREAS, the Township and Friends of Belmar Harbor desire to enter into a Contract/Use Agreement for the use of the Township owned marina; and,

WHEREAS, the Agreement will go into effect upon execution by the Township and the Friends of Belmar Harbor; however, the Agreement will be submitted to the State of New Jersey Green Acres Program for approval,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of a Contract/Use Agreement with the Friends of Belmar Harbor to establish regulations for conducting organized youth sailing and marine science activities at the Shark River Municipal Marina; and,

BE IT FURTHER RESOLVED, that the Agreement shall be for one (1) year from June 15, 2019 through June 14, 2020; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Township Attorney, Harbor Master, and Recreation Director.

APPROVE REMOVAL OF HISTORIC PRESERVATION COMMISSION MEMBER DUE TO ABSENTEEISM PURSUANT TO N.J.S.A. 40A:9-12.1

WHEREAS, N.J.S.A. 40A:9-12.1 establishes the basis for an office of any person appointed as being deemed vacant; and

WHEREAS, N.J.S.A. 40A:9-12.1(g) establishes that in any case where a member of a board fails to attend and participate at meetings of a public body for a period of eight consecutive weeks, or for four consecutive regular meetings, whichever shall be of a longer duration, the appointing authority may officially remove said member, construe the position as vacant, and fill the position or office for the unexpired term of said member, pursuant to N.J.S.A. 40A:9-12.1(h); and

WHEREAS, Pamela Mallette has missed four consecutive Historic Preservation Commission meetings between February, 2019 and May, 2019,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the governing body hereby finds the position held by Pamela Mallette on the Neptune Township Historic Preservation Commission to be vacant pursuant to N.J.S.A. 40A:9-12.1, as a result of the Township Committee's official action in removing Pamela Mallette from the Historic Preservation Commission for failure to attend four or more consecutive meetings in the year 2019 in accordance with N.J.S.A. 40A:9-12.1(g), effective with the adoption of this resolution, and shall separately, after the adoption of this resolution, fill the aforesaid positions for the unexpired terms in the manner prescribed by law; and,

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

AUTHORIZE RENEWAL OF LIQUOR LICENSES FOR THE 2019-2020 LICENSING YEAR

WHEREAS, the following liquor licensees have completed the on-line Alcoholic Beverage Control renewal application, paid the required state and local fees, been reviewed by the Neptune Township Police Department, and has been issued a New Jersey State Sales Tax Clearance Certificate by the State Division of Taxation,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following Plenary Retail Consumption Licenses, Plenary Retail Distribution Licenses, and Club Licenses in the Township of Neptune be and are hereby renewed for the period July 1, 2019 to June 30, 2020:

PLENARY RETAIL CONSUMPTION LICENSES

<u>STATE NUMBER</u>	<u>NAME</u>	<u>ADDRESS</u>
1334-33-004-006	Ruby Tuesday, Inc. t/a Ruby Tuesday	3595 Route 66
1334-33-007-004	Garden Bar Liquors t/a Sprengel's Sports Bar	2447 Route 33

1334-33-008-020	MJS Enterprises Neptune, LLC t/a Simko's Grill	1311 Route 35
1334-33-010-007	Jumping Brook Spirits, Inc. t/a Jumping Brook Spirits	3701 Route 33
1334-33-011-003	35 Brew Inc., t/a Headliner	1401 Route 35
1334-32-014-012	Saker Shop-Rites, Inc, t/a ShopRite Liquors and Wines of Neptune	2200 Route 66
1334-33-018-013	Clones, LLC t/a "Clancy's"	25 South Main Street
1334-33-019-008	Brick House Acquisition NJ, LLC t/a Brick House Tavern & Tap	3655 Route 66
1334-32-020-007	Chens Group, Inc. t/a Sunsets	302 South Concourse
1334-33-021-005	Ayles Corp., t/a "Shore Lanes"	701 Route 35
1334-33-023-009	Neptune Ale House, LLC t/a MJ's	3295 Route 66
1334-33-024-005	Foxybella, LLC t/a/ The Grand Tavern	1105 6 th Avenue
1334-33-026-007	Matrix/Jumping Brook, LLC t/a Jumping Brook Golf & Country Club	210 Jumping Brook Rd
1334-36-037-003	One NJ Neptune 230 Management, LLC t/a Residence Inn	230 Jumping Brook Rd
1334-36-038-001	Longwood Hospitality, LLC t/a Hampton Inn & Suites	4 McNamara Way

PLENARY RETAIL DISTRIBUTION LICENSES

1334-44-001-004	Karan NJ Inc. t/a "Rick's Wines & Liquors Store"	2832 West Bangs Ave
1334-44-006-005	Jai Durga Ma, Inc. t/a Guy's Package Store	1417 Corlies Avenue
1334-44-015-003	Prit & Prisha, Inc. t/a Discount Liquor Warehouse	1611 Asbury Avenue

CLUB LICENSES

1334-31-027-001	Frederick Dempsey Post No. 266 American Legion	240 Drummond Avenue
1334-31-029-003	Shark River Beach & Yacht Club, Inc.	360 S. Riverside Drive
1334-31-032-001	Neptune Township American Legion Post #346	21 Gully Road
1334-31-035-001	Lodge 128 BPOE of the USA, Inc.	3409 West Bangs Ave.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed electronically with the Division of Alcoholic Beverage Control and in the file of each Licensee in the Office of the Municipal Clerk.

AUTHORIZE RENEWAL OF THE LIQUOR LICENSE HELD BY KRENKEL-LIQUORS, INC. T/A KRENKEL LIQUORS FOR THE 2019-2020 LICENSING YEAR

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Plenary

Distribution Consumption License known as 1334-44-009-005 be renewed to Krenkel-Liquors, Inc. t/a Krenkel Liquors, located at 700 Highway 35 for the 2019-2020 licensing year under the following conditions (continued from the prior licensing period):

1) There will be no ingress and egress for customers of the liquor store and the main food store within the building. The only ingress and egress of the liquor store will be from the outside of the building. Employees of Krenkel's may utilize a door, or common counter area only to be utilized by employees of Krenkel's, within the subject building for ingress and egress between the two businesses.

2) A surveillance camera will be installed on the outside of the building to monitor the package goods store. Alternatively, a camera installed on the inside of the store will suffice so long as it monitors the outside of the store.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control, Municipal Clerk and the License Holder.

PLACE LIEN ON VARIOUS PROPERTIES

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

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

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

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

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

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
270/9	103 Franklin Avenue	772.50
607/24	418 Fisher Avenue	330.00
617/25	1807 Stratford Avenue	330.00
704/1	135 Leonard Avenue	772.50
412/18	511 Atkins Avenue	440.00
605/15	213 Myrtle Avenue	360.00
714/31	1711 Bangs Avenue	330.00

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

EXTEND PROBATIONARY PERIOD FOR CUSTOMER SERVICE REPRESENTATIVE IN THE CODE/CONSTRUCTION DEPARTMENT

WHEREAS, on April 8, 2019, the Township Committee adopted Resolution #19-165 which reclassified Nikki Rogers to the position of Customer Service Representative in the Code/Construction Department with a three (3) month extension of her employee probationary period through June 30, 2019; and,

WHEREAS, the Construction Official and Human Resources Director have made a recommendation to extend the probationary period for an additional three (3) months,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the employee probationary period of Nikki Rogers, Customer Service Representative in the Code/Construction Department, be and is hereby extended three (3) months through September 30, 2019; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Construction

Official, Chief Financial Officer, Human Resources Director, and AFSCME Local #1844.

RECLASSIFY EMPLOYEE TO THE POSITION OF SENIOR PROGRAMS REPRESENTATIVE IN THE SENIOR CENTER

WHEREAS, there is a need for a Senior Programs Representative in the Senior Center; and,

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

WHEREAS, the Human Resources Director and Director of Senior Center and Senior Services have made a recommendation to reclassify an existing full-time Customer Service Representative to said position; and,

WHEREAS, funds will be provided in the 2019 Municipal Budget in the appropriation entitled Senior Citizens Programs 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 Sondra Attridge be and is hereby reclassified to the position of Senior Programs Representative in the Senior Center at an annual salary of \$31,000.00 effective June 11, 2019; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Construction Official, Senior Center Director, Chief Financial Officer, Assistant C.F.O., Human Resources Director, and AFSCME Local #1844.

APPROVE ONE HOUR EVENING EXTENSION OF THE PERMITTED HOURS OF HEAVY EQUIPMENT OPERATION FOR REMOVAL OF FIRE DEBRIS AT THE NORTH END PAVILION

WHEREAS, the Township of Neptune has an ordinance prohibiting the operation of heavy equipment between the hours of 7:00 p.m. and 8:00 a.m.; and,

WHEREAS, the owner of the North End Pavilion, also known as 4 Boardwalk, has indicated that allowing the removal of debris to continue until 8:00 p.m., rather than 7:00 p.m., Monday through Friday, will result in faster completion of the work; and,

WHEREAS, the owner has agreed to work with the Township to ensure minimal or no disruption to the public; and,

WHEREAS, the Township desires to allow demolition and debris removal one hour later than permitted by ordinance until 8:00 p.m. Monday through Friday, with the no extension to the permitted hours on Saturdays and no work on Sundays,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that an extension of the permitted hours of heavy equipment operation is hereby granted to Maplewood-Ocean Grove Association, Inc., property owner of the North End Pavilion (4 Boardwalk), for the removal of fire debris to continue until 8:00 p.m. Monday through Friday, said exception being made pursuant to Section 3-2.5 of the Code of the Township, with no extensions being granted on Saturdays and Sundays; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Police Department, Construction Official, and Township Engineer.

AUTHORIZE THE CANCELLATION OF A UDAG MORTGAGE ISSUED TO 26-28 HIGHWAY 35, LLC D/B/A ACCREDITED DERMATOLOGY

WHEREAS, the Township of Neptune holds a mortgage dated June 1, 2009 in the amount of \$100,000.00 in connection with a UDAG reciprocal loan granted to 26-28 Highway 35, LLC d/b/a Accredited Dermatology; and,

WHEREAS, the mortgage has been paid in full and the Township desires to cancel said mortgage,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and they are hereby authorized to execute a cancellation of mortgage in connection the UDAG reciprocal loan granted to 26-28 Highway 35, LLC d/b/a Accredited Dermatology, dated June 1, 2009, in the amount of \$100,000.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Grants Coordinator and RCA Attorney.

EXTEND CONTRACT OF CENTERRA INTEGRATED SERVICES TO PROVIDE FLEET MANAGEMENT AND MAINTENANCE

WHEREAS, the Township has a contract with Centerra Integrated Services to provide fleet management and maintenance services to the Township through June 30, 2019; and,

WHEREAS, the Township Committee desires to extend this contract for a period of one year from July 1, 2019 through June 30, 2020 pursuant to N.J.S.A. 40A:11-15(7); and,

WHEREAS, funds will be provided in the 2019 municipal budget, in the appropriation entitled Vehicle Maintenance O.E., and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes a one (1) year extension of the current contract with Centerra Integrated Services to provide fleet management and maintenance to the Township of Neptune from June 1, 2019 through June 30, 2020 at an annual amount of \$913,848.60 which represents an increase of 2% from the 2018 amount pursuant to the current index rate calculation, plus costs for additional vehicles and equipment; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to Centerra Integrated Services, Director of Public Works, Chief Financial Officer, Assistant C.F.O.

AUTHORIZE SETTLEMENT IN THE MATTER OF BASSONE V. TOWNSHIP OF NEPTUNE, ET ALS., DOCKET NO. MON-L-3705-17

WHEREAS, Plaintiff, Tyler Bassone, was crossing Neptune Boulevard in a marked crosswalk between Neptune High School and a facility owned by Brookdale Community College, which is used by high school students for classes, when defendant individual driver swerved to avoid striking other students in the walkway and struck the Plaintiff, resulting in a lawsuit in the Superior Court of New Jersey, Law Division, under Docket No. MON-P-3705-17 against the defendant individual driver, Neptune Board of Education, Brookdale Community College and Township of Neptune; and

WHEREAS, the defendant, Neptune Township's only involvement was limited to supplying crossing guards at the beginning and the end of school days and responding to any complaints that might arise; and

WHEREAS, the parties, through their insurance carrier attorneys had mediation in this matter and reached a proposed settlement, which may be resolved in a pending friendly hearing; and

WHEREAS, it is the recommendation of Neptune Township's insurance carrier, Nationwide, that this matter be settled with Neptune Township contributing \$2,500.00, of which \$1,250.00 will be paid by Nationwide Insurance and \$1,250.00 will be paid by Statewide Insurance, subject to the consent of Neptune Township.

THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Neptune, that the governing body hereby authorizes a settlement of the case of Bassone v. Township of Neptune, et als., in the Superior Court of New Jersey, Law Division under Docket No. MON-L-3705-17, with Neptune Township contributing toward settlement \$2,500.00, of which \$1,250.00 will be paid by Nationwide Insurance and \$1,250.00 will be paid by Statewide Insurance; and,

BE IT FURTHER RESOLVED, that this settlement authorization is made without prejudice with regard to any changes to contributions made by the other co-defendants in this matter; and,

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

AUTHORIZE REPLACEMENT AND INSTALLATION OF DOORS AND FRAMES AT SEWER PUMPING STATIONS

WHEREAS, the Purchasing Agent solicited quotes for the replacement and installation of new doors and frames at eleven (11) sewer pumping stations; and,

WHEREAS, the cost of said item is less than the bid threshold but exceeds \$17,500.00 and therefore must be awarded by Resolution of the governing body; and,

WHEREAS, said quotes were reviewed by the Purchasing Agent who has recommended

that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in Sewer Capital Outlay and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that S&K Construction Co., Inc. be and is hereby authorized to replace and install new doors and frames at eleven (11) sewer pumping stations pursuant to their quote of \$23,000.00; and,

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

AMEND HOURLY RATE FOR EMERGENCY MEDICAL TECHNICIAN AND SENIOR EMERGENCY MEDICAL TECHNICIAN

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the hourly rates for the following positions be and are hereby amended effective June 16, 2019:

Emergency Medical Technician - \$20.00/hr
Senior Emergency Medical Technician - \$23.00/hr

These rates shall apply to EMT's and Senior EMT's that are in compliance with the EMT Scheduling Policy as established by the Township Administrator and EMS Manager

BE IT FURTHER RESOLVED, that for EMT's and Senior EMT's who are not in compliance with the EMT Scheduling Policy, the following rates shall apply effective June 16, 2019:

Emergency Medical Technician - \$17.87/hr
Senior Emergency Medical Technician - \$21.54/hr

BE IT FURTHER RESOLVED, that funds will be provided in the 2019 Municipal Budget in the appropriation entitled Emergency Medical Services S&W, and the Chief Financial Officer has so certified in writing; and,

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

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

AUTHORIZE THE PAYMENT OF BILLS

Mr. Williams offered the following resolution, moved and seconded by Mr. McMillan, 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	2,289,348.72
GRANT FUND	29,391.50
TRUST FUND	53,836.13
GENERAL CAPITAL FUND	882,013.35
SEWER OPERATING FUND	1,286,857.87
SEWER CAPITAL FUND	4,548.14
MARINA OPERATING FUND	20,188.36
MARINA CAPITAL FUND	550.00
LIBRARY TRUST	4,839.42
BILL LIST TOTAL	\$4,571,573.49

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: Brantley, aye; McMillan, aye, except abstain on his reimbursement check; Williams, aye; and Rizzo, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Kennedy Buckley, 65 Broadway, asked for a status on the transcript of the settlement agreement hearing for 9 Broadway. Mr. Gadaleta replied that he has not yet received it from Bernard Haney.

Rich Williams, 1 Abbott Avenue, thanked the Committee and Mr. Gadaleta for the information they are now providing at meetings to educate the public. He stated that no one has seen any plans for the West Lake Avenue Redevelopment but the Committee continues to say that they are close to finalizing a Redevelopment Agreement. Dr. Brantley responded that site control is an issue. The Developer cannot submit any plans until the Township has site control.

Dana Fiori, 120 Lake Avenue, asked for the removal of the gates on the Wesley Lake footbridges. They send a bad message and inconvenient. Dr. Brantley stated there are opinions on both sides of the issue. The Mayor stated that the gates belong to the Camp Meeting Association which was later corrected to say that the gates were installed by the Township but the bridges may be Camp Meeting property. She would like to see what the people of Ocean Grove think. Ms. Fiori asked for the reasons why some people want the gates. The Mayor responded that it is a sense of security in that the gates eliminate a means of escape from the north side of Ocean Grove if a crime is committed. The Mayor proposed that a discussion forum be held on the matter by the Ocean Grove Homeowners Association.

Dorothy Argyros, 2100 Rutherford Avenue, stated that redevelopment has always been a ripoff. Developers get tax incentives and do not follow through with their promises. The net benefit is less than ¼ of the costs and the state has paid \$78,000 per job in the last five years. Mr. McMillan stated that the Economic Development Corporation is looking at the impact of PILOT agreements. Mr. Gadaleta added that there have been no discussions on giving tax incentives in Neptune.

Jack Bredin, 94 ½ Heck Avenue, provided a history of the legislation to declare an area in need of redevelopment and standardized parking regulations. He attended a meeting of the Asbury Park Planning Board and the Chairperson stated no parking is needed for commercial development which is a ridiculous statement. Last year, the Township Planner said there is plenty of parking in Ocean Grove. The Committee should spend the money for a proper planning study.

Nancy Clarke, 47 Embury Avenue, stated that volunteers for Liquid Church were directing traffic on the day of their event in the Auditorium and she believes that is not legal. Upon clarification, Mr. Gadaleta responded that they not directing traffic but directing vehicles to available parking. Mr. Cuttrell stated that for the Saturday night Liquid Church worship this summer, there are only about 300 people expected so it will not be similar to the crowds experienced on June 2nd. Ms. Clarke stated she is in favor of opening the gates on the Wesley Lake bridges. She stated that if the Camp Meeting Association is controlling the gates, it could be considered a separation of church and state issue. Mr. Anthony stated that the Camp Meeting Association would be a private land owner with a gate to restrict access so that issue does not apply.

Ed Hahneman, 310 Hemlock Drive, asked that Schoolhouse Road be weight restricted because large trucks use the road frequently causing loud noise and shaking of homes. Mr. Gadaleta stated that Schoolhouse Road is in two municipalities so Wall Township would also have to agree to designate a weight limit. Dr. Brantley asked Mr. Gadaleta to contact the Wall Township Administrator for further discussion.

Hank Coakley, Valley Road, stated that there are sunken manholes on Route 33 eastbound that need to be addressed, the Route 18 overpass over Route 33 should have a sign identifying the road as Route 18, the detour signs on West Bangs Avenue are bad, signs that indicate the use of directional signals should be installed at North Riverside Drive and Westwood, and there should only be one state senator per county versus the 40 that we currently have. He encouraged everyone to go to a gun range and fire a gun and he wondered why someone would want to build a wind farm and have to transport the energy 20 miles to land.

Dianna Harris, 17 Willow Drive, asked if the developer of the Schoolhouse Square is new and will the units be market rate. Mr. Gadaleta stated that it is a new developer and the units will be market rate. She asked if the West Lake Avenue Redeveloper needs to acquire all of the property

on West Lake Avenue. Dr. Brantley replied that BAW is going to restructure their plans and change where they are getting funding. Ms. Harris stated that the sign identifying the donor of playground equipment at Liberty Park is missing and needs to be replaced and the garbage can at Monroe Avenue and George Street needs to be replaced.

Joan Venezia, 107 Mt. Hermon Way, asked once the OGNED Redevelopment Agreement is received, when will it be made available to the public. Mr. Gadaleta stated that when a resolution is placed on a meeting agenda, the Agreement will be made public when the agenda is public on the Friday before the meeting. Ms. Venezia stated that the Committee should be given ample time to review the document. Mr. Gadaleta stated that after the Agreement is approved, OGNED will go before the Planning Board and then the Historic Preservation Commission. If approved, OGNED can then get construction permits. Ms. Venezia asked who is responsible for the lights between Ocean Grove and Asbury Park. Mr. Gadaleta stated the lights are the responsibility of the Camp Meeting Association. The Township has loaned the Association two light towers to address the issue.

Sandra Stevens, 1513 6th Avenue, stated that the sidewalk at 1448 6th Avenue needs repair, speed signs are needed on 6th Avenue, there are two cars without plates in the driveway of 1500 6th Avenue, the area around Lake Alberta is overgrown with brush, and a bench is needed on the Taylor Avenue side. She asked if the Municipal Marina can be used for private events. Mr. Gadaleta responded no. Ms. Stevens stated that her phone messages to the Mayor have gone unanswered. Mayor Rizzo referred her calls to Mr. Gadaleta. Ms. Stevens said she does not want to speak to Mr. Gadaleta and she has important issues to discuss about the Senior Center. Mr. Gadaleta stated he is more than willing to meet with her and discuss her concerns.

Dr. Brantley offered a motion, seconded by Mr. McMillan to adjourn. All were in favor.

Richard J. Cuttrell,
Municipal Clerk