

**TOWNSHIP COMMITTEE WORKSHOP MEETING – AUGUST 11, 2014 – 6:00 P.M.**

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

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
J. Randy Bishop	_____
Eric J. Houghtaling	_____
Mary Beth Jahn	_____
Kevin B. McMillan	_____
Dr. Michael Brantley	_____

Also present: Vito D. Gadaleta, Business Administrator; Michael J. Bascom, Chief Financial Officer; Gene Anthony, Township Attorney; and Pamela D. Howard, Deputy Municipal Clerk.

Mayor Brantley announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster on January 3, 2014 and the Asbury Park Press on January 2, 2014, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

**ITEMS FOR DISCUSSION IN OPEN SESSION**

1. Discussion – Ordinance prohibiting the chaining of bicycles to poles/lamp posts.
  
2. Discussion – Mayor’s Roundtable.
  
3. Discussion – Shared Services Agreement with Asbury Park for various Public Works and Engineering services. (PW)
  
4. Monmouth County Multi-Jurisdictional Hazard Mitigation Plan Update. (PW)

- 5. Discussion – Vacant and abandoned property ordinance. (PW)
  
- 6. Review Committee calendars/update on outstanding issues and capital items.  
- Various on-going capital improvement projects.

Res. # 14-384 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**TOWNSHIP COMMITTEE MEETING – AUGUST 11, 2014 – 7:00 P.M.**

Mayor Brantley calls the meeting to order and asks the Deputy Clerk to call the roll:

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>	<u>PRESS REPRESENTATIVES</u>
J. Randy Bishop	_____	Don Stine The Coaster
Eric J. Houghtaling	_____	
Mary Beth Jahn	_____	Anthony Panissidi Asbury Park Press
Kevin B. McMillan	_____	
Dr. Michael Brantley	_____	

Also present at the dais: Vito D. Gadaleta, Business Administrator; Michael J. Bascom, Chief Financial Officer; Gene Anthony, Township Attorney; and Pamela D. Howard, Deputy Municipal Clerk.

Silent Prayer and Flag Salute

The Deputy 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 Brantley announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster on January 3, 2014 and the Asbury Park Press on January 2, 2014, 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](http://www.neptunetownship.org).

**APPROVAL OF MINUTES**

Motion offered by \_\_\_\_\_, seconded by \_\_\_\_\_, to approve the minutes of the meetings held on June 23<sup>rd</sup> and July 28<sup>th</sup>.

**REPORT OF THE CLERK**

The Clerk states that the following reports and communications are on file in the Clerk's office:

Senior Center monthly statistics for July.

Letters of appreciation to the Senior Center staff from Diane Panzer, Elizabeth Cummings and Areatha Sims.

Tax Collector's monthly statements for May, June and July.

**COMMENTS FROM THE DAIS**

The Mayor will now request comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

**ORDINANCE NO. 14-31** - An ordinance to amend Volume I, Chapter II, Section 2-10 of the Code of the Township of Neptune entitled Police Department – Final Reading

*Explanatory statement: This ordinance fully amends and updates the ordinance establishing the administrative responsibilities and structure of the Police Department.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**RESOLUTIONS TO PROMOTE TWO POLICE OFFICERS AND AUTHORIZE POSTING FOR CHIEF OF POLICE**

- Public comments regarding Resolutions 14-385 & 14-386. The public will be permitted one visit to the microphone with a limit of five minutes.

- Deputy Chief and Acting Police Director will present police officers who are recommended for promotion.

Res. # 14-385 – Promote two officers to the rank of Captain in the Police Department.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

- Oaths administered by Mayor Brantley.

Res. # 14-386 – Authorize the Business Administrator to post notice that applications will be accepted for the open position of Chief of Police.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**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.

**ORDINANCES**

For each ordinance with a public hearing, the public will be permitted one visit to the microphone with a limit of five minutes.

**ORDINANCE NO. 14-28** - An ordinance to amend Chapter IV of the Code of the Township of Neptune creating rent control, protective tenancy and Rent Leveling Board – Final Reading

*Explanatory statement: This ordinance amends and clarifies certain aspects of the existing Rent Control Ordinance including notice requirements, definition of capital improvement, elimination of the tenant credit for a tax reduction and further defining vacancy re-control.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

ORDINANCE NO. 14-29 - Bond ordinance amending and supplementing Bond Ordinance Number 14-13 (which provides for the development of Veterans Park by and in the Township) heretofore finally adopted by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on March 24, 2014, to increase the appropriation therein to \$1,000,000, to increase the authorization of bonds or notes therein to \$950,000 and to increase the down payment therein to \$50,000 – Final Reading

*Explanatory statement: Amending Bond Ordinance Number 14-13, (which provides for the development of Veterans Park) to increase the appropriation, the authorization of bonds or notes therein, the down payment and Section 20 costs to provide for the additional costs of such improvements.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

ORDINANCE NO. 14-30 - Bond Ordinance amending and supplementing Bond Ordinance Number 11-05 (which provides for the undertaking of the Concourse/Seaview Island Flood Mitigation Project) heretofore finally adopted by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on January 24, 2011, to increase the appropriation therein to \$850,000, to increase the authorization of bonds or notes therein to \$399,353 and to increase the down payment therein to \$20,470.25 – Final Reading

*Explanatory statement: Amending bond ordinance number 11-05, (which provides for the Concourse/Seaview Island Flood Mitigation Project) to increase the appropriation, the authorization of bonds or notes therein, the down payment and Section 20 costs to provide for the additional costs of such improvements.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

ORDINANCE NO. 14-32 - An ordinance to amend Volume I, Chapter VII, Section 7-21 of the Code of the Township of Neptune entitled Handicapped Parking – Final Reading

*Explanatory statement: This ordinance sets forth the procedure to establish an on-street handicapped parking stall designated for use by Neptune Township residents only.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

ORDINANCE NO. 14-33 - An ordinance to amend Volume I, Chapter XXI, Section 21-3 and Chapter XII, Section 12-2 of the Code of the Township of Neptune by adding automated recycling containers to the

regulations for automated trash containers – First Reading

*Explanatory statement: This ordinance applies the requirement that automated recycling containers remain with the address for which it was issued.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**ORDINANCE NO. 14-34** - An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding Section 7-7.15 entitled “Parking In Front of Mailboxes” – First Reading

*Explanatory statement: This ordinance prohibits parking on a public street within ten feet of a mailbox.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

The Public Hearings on Ordinances 14-33 and 14-34 will be held on Monday, August 25, 2014.

### **CONSENT AGENDA**

Res. # 14-387 – Place lien on various properties.

Res. # 14-388 – Authorize an amendment to the 2014 municipal budget to realize monies from the United States Department of Justice.

Res. # 14-389 – Support the “Drive Sober or Get Pulled Over 2014 Statewide Campaign”.

Res. # 14-390 – Authorize an amendment to the 2014 municipal budget to realize monies from the Department of Law and Public Safety Division of Highway Traffic Safety.

Res. # 14-391 – Authorize the execution of an amendment to the 2012-2014 Agreement with Monmouth County for cooperative participation in the Community Development Program pursuant to the Interlocal Services Act.

Res. # 14-392 – Authorize the execution of a Shared Services Agreement with the City of Asbury Park for various engineering and public works related services.

Res. # 14-393 – Employ Special Law Enforcement Officers in the Police Department on a part-time basis.

Res. # 14-394 – Designate Guardian as Provider of the Township’s voluntary short-term disability insurance.

Res. # 14-395 – Reclassify Linda O’Brien as a permanent full-time Customer Service Representative in the Public Works Department.

Res. # 14-396 – Acknowledge the retirement of Jose Davila from the Department of Public Works.

Res. # 14-397 – Appoint School Crossing Guards for the 2014-2015 school year.

Res. # 14-398 – Authorize temporary no parking in connection with the Asbury Park triathlon.

Res. # 14-399 – Authorize temporary street closures in connection with the Jersey Shore Arts Center 5km run.

Res. # 14-400 – Authorize the purchase of computer equipment for police vehicles through the State

Cooperative Purchasing Program.

Res. # 14-401 – Renew liquor license held by Tanks Hospitality, LLC.

Res. # 14-402 – Amend appropriation in regards to counterclaim against Midcoast Electric Corporation, Inc.

Res. # 14-403 – Appoint alternate member to the Rent Leveling Board.

Res. # 14-404 – Authorize the cancellation of sewer rent (401 Old Corlies Avenue).

Res. # 14-405 – Authorize the cancellation of taxes as a result of the granting of a Totally Disabled Veterans Exemption (56 Tall Pines Drive).

Res. # 14-406 – Authorize temporary no parking in connection with the Historical Society of Ocean Grove Postcard and Antique Show.

Res. # 14-407 – Grant leave of absence to Daniel Werner under the Family Medical Leave Act.

CONSENT AGENDA Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

Res. # 14-408 – Authorize submission of the Division Street Needs Study to the Planning Board for review and public hearing to determine whether conditions exist to designate various properties on Division Street within the Township of Neptune as a Redevelopment Area pursuant to the Local Redevelopment and Housing Law.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

Res. # 14-409 – Award bid for Improvements to Wayside Road – Phase II.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

Res. # 14-410 – Authorize the purchase of ambulances through the Houston-Galveston Area Council Purchasing Program.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

Res. # 14-411 – Authorize the payment of bills.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Bishop, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**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.

**ADJOURNMENT**



ORDINANCE NO. 14-33

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XXI, SECTION 21-3 AND CHAPTER XII, SECTION 12-2 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING AUTOMATED RECYCLING CONTAINERS TO THE REGULATIONS FOR AUTOMATED TRASH CONTAINERS

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter XXI, Section 21-3.8 – Automated Trash Containers – shall be amended as follows (additions in **bold**):

The Section shall be re-titled as 21-3.8 – Automated Trash/**Recycling** Containers

The Township of Neptune has provided each housing unit, located in the portion of the Township that receives automated trash **and recycling** collection, with an automated trash container **and an automated recycling container**. **These containers are** the property of the Township of Neptune and must remain with the issued address. Additional cans which are purchased at the discretion of the owner or occupant of the housing unit are the property of the purchaser. At the time of sale, at least **one trash container and one recycling container** must remain with the housing unit. This shall be verified by the Code Enforcement Department Certificate of Inspection process. The Township of Neptune will replace a stolen or damaged automated container provided that all provisions of this ordinance concerning the storage and placement of trash **and recycling** containers have been followed.

SECTION 2

Volume I, Chapter XII, Section 12-1.2 – Additions, Insertions and Changes – is hereby amended as follows (additions in **bold**):

PM-904.0 - AUTOMATED TRASH CONTAINERS

The Section shall be re-titled as PM-904.0 – AUTOMATED TRASH/**RECYCLING** CONTAINERS

PM-904.1 – Requirements

The Certificate of Inspection requirements shall include a provision that the applicant for a Certificate of Inspection shall be responsible to ensure that at least one automated trash container **and one automated recycling container** for each housing unit will remain with the property. The Code Enforcement Department Certificate of Inspection checklist shall include verification that at least one **trash container and one recycling container** exist for each dwelling unit.

SECTION 3. All ordinances or parts of ordinances of the Township of Neptune, in conflict or inconsistent with this Ordinance, are hereby repealed, but, only however, to the extent of such conflict or inconsistency.

SECTION 4. The provisions of this Ordinance are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason, be held to be invalid, unconstitutional or unenforceable, such declaration shall not affect the validity of the remaining sections, subsections, sentences, clauses or phrases of this Ordinance, which shall remain in full force and effect.

SECTION 5: This ordinance shall take effect upon publication in accordance with law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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Richard J. Cuttrell,  
Municipal Clerk

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Dr. Michael Brantley,  
Mayor

ORDINANCE NO. 14-34

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING SECTION 7-7.15 ENTITLED "PARKING IN FRONT OF MAILBOXES"

WHEREAS, under the municipality's police powers, the municipality may establish and restrict parking on public roads; and

WHEREAS, the Township Committee of the Township of Neptune deems it to be in the best interest of its residents to limit parking in front of mailboxes in front of residences, as well as commercial or industrial properties.

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1.

Volume I, Chapter VII, Section 7-7, is amended to add Section 7-7.15, entitled, "Parking in Front of Mailboxes" as follows:

§7-7.15 – "Parking in Front of Mailboxes"

- a. No person shall park any vehicle on a public street or roadway in front of a mailbox or within ten (10) feet of the mailbox at any time in front of residential, commercial or industrial properties, thereby providing access to the residents and property owners and/or the United States Postal Service.

SECTION 2. All Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

SECTION 3. The amended Ordinance shall become effective immediately upon its final passage and publication as required by law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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Richard J. Cuttrell,  
Municipal Clerk

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Dr. Michael Brantley,  
Mayor

RESOLUTION #14-384 – 8/11/14

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

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:

Litigation – Update on pending litigation

Personnel – Hiring of School Crossing Guards and Tourism Representative

Personnel – Recommendation for promotion of two police officers to the rank of Captain

Contract negotiations – West Lake Avenue Redevelopment

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.

RESOLUTION #14-385 - 8/11/14

PROMOTE TWO OFFICERS TO THE RANK OF CAPTAIN IN THE POLICE DEPARTMENT

WHEREAS, at the request of the Deputy Chief of Police and Acting Police Director, the Business Administrator posted for vacancies in the rank of Captain in the Police Department; and,

WHEREAS, the resumes which were submitted were reviewed by the Deputy Chief of Police and Acting Police Director who have submitted a recommendation to promote two officers to the rank of Captain; and,

WHEREAS, funds for this purpose will be provided in the 2014 budget in the appropriation entitled Police S&W and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Larry Fisher and Robert Mangold be and are hereby promoted to the rank of Captain in the Police Department effective August 12, 2014; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-386 - 8/11/14

AUTHORIZE THE BUSINESS ADMINISTRATOR TO POST NOTICE  
THAT APPLICATIONS WILL BE ACCEPTED FOR THE OPEN POSITION  
OF CHIEF OF POLICE

WHEREAS, there is a vacancy in the position of Chief of Police; and,

WHEREAS, in accordance with the Township Personnel Code, the Township Committee desires that a notice said vacancy be posted to serve notice that the position will be filled with a qualified applicant,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Business Administrator be and is hereby directed to post a notice that position of Chief of Police is open and that applicants with the qualifications to hold said position may apply in accordance with the procedure and deadlines set by Township Personnel Code; and,

BE IT FURTHER RESOLVED, that a copy of this resolution and the agreement be forwarded to the Deputy Chief of Police, Chief Financial Officer, Business Administrator, and Human Resources.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-387 - 8/11/14

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>
175/518	21 Atkins Avenue	\$ 460.00
215/107	155 Fisher Avenue	345.00
175/511	1225 Embury Avenue	345.00
193/214	412 Fisher Avenue	2,979.90
6000/32	2 Marcy Drive	250.00

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-388 - 8/11/14

AUTHORIZE AN AMENDMENT TO THE 2014 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 2014 in the sum of \$1,833.46 which is now available from a United States Department of Justice – Bureau of Justice Assistance Grant in the amount of \$1,833.46; and,

BE IT FURTHER RESOLVED that the like sum of \$1,833.46 is hereby appropriated under the caption of 2014 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 2014 Bulletproof Vest Partnership Grant in the amount of \$1,833.46; 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.

Vote:

Bishop: aye  
Houghtaling: aye  
Jahn: absent  
McMillan: aye  
Brantley: aye

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk



RESOLUTION #14-389 - 8/11/14

SUPPORT THE "DRIVE SOBER OR GET PULLED OVER 2014 STATEWIDE CAMPAIGN"

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and,

WHEREAS, 19% of motor vehicle fatalities in New Jersey in 2012 were alcohol related; and,

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and,

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and,

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2014 Statewide Crackdown*; and,

WHEREAS, the project will involve increased impaired driving enforcement from August 15 through September 1, 2014; and,

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby declares its support for the *Drive Sober or Get Pulled Over 2014 Statewide Crackdown* from August 15 through September 1, 2014 and pledges to increase awareness of the dangers of drinking and driving; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-390 - 8/11/14

AUTHORIZE AN AMENDMENT TO THE 2014 MUNICIPAL BUDGET TO REALIZE  
MONIES FROM THE DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF HIGHWAY TRAFFIC SAFETY

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 2014 in the sum of \$5,000.00 which is now available from the NJDLP&S – Division of Highway Traffic Safety in the amount of \$5,000.00; and,

BE IT FURTHER RESOLVED that the like sum of \$5,000.00 is hereby appropriated under the caption of 2014 Drive Sober or Get Pulled Over Crackdown; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the New Jersey Department of Law & Public Safety – Division of Highway Traffic Safety 2014 Drive Sober or Get Pulled Over Crackdown grant in the amount of \$5,000.00; 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.

Vote:

Bishop: aye  
Houghtaling: aye  
Jahn: absent  
McMillan: aye  
Brantley: aye

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

**AMENDMENT TO AGREEMENT BETWEEN THE COUNTY OF MONMOUTH  
AND THE TOWNSHIP OF NEPTUNE FOR THE ESTABLISHMENT OF A  
COOPERATIVE MEANS OF CONDUCTING CERTAIN COMMUNITY  
DEVELOPMENT ACTIVITIES**

WHEREAS, the County of Monmouth and the Township of Neptune are parties to an Agreement dated December 15, 2011 concerning, generally, the cooperation between participating municipalities and the County to receive CDBG entitlement funding; and

WHEREAS, the U.S. Department of Housing and Urban Development: Community Planning and Development (“HUD”), has issued additional requirements for what must be included in all cooperation agreements entered into between counties and participating municipalities; and

WHEREAS, the Agreement dated December 15, 2011 must be amended to legally conform to HUD’s new requirements; and

WHEREAS, the Township of Neptune and the County of Monmouth have decided that it is in its residents’ best interests to amend the Agreement to conform to HUD’s cooperation agreement requirements; and

NOW, THEREFORE, the County and Township of Neptune hereby agree as follows:

1. Section J shall be adopted and shall contain the following language:

A unit of general local government may not sell, trade, or otherwise transfer all or any portion of such funds to another such metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title I of the Transportation, Housing and Urban Development, and Related Agencies Appropriates Act, 201, Pub. L. 113-76.

2. All other provisions of the original Agreement shall remain in place and not be affected by this amendment.

ATTEST:

MONMOUTH COUNTY BOARD OF  
CHOSEN FREEHOLDERS

---

Marion Masnick  
Clerk to the Board of Chosen  
Freeholders

---

Lillian G. Burry  
Freeholder Director

ATTEST:

TOWNSHIP OF NEPTUNE

---

Richard J. Cuttrel,  
Municipal Clerk

---

Dr. Michael Brantley,  
Mayor

RESOLUTION #14-391 – 8/11/14

AUTHORIZE THE EXECUTION OF AN AMENDMENT TO THE 2012-14 AGREEMENT WITH  
MONMOUTH COUNTY FOR COOPERATIVE PARTICIPATION IN THE COMMUNITY  
DEVELOPMENT PROGRAM PURSUANT TO THE INTERLOCAL SERVICES ACT

WHEREAS, certain Federal funds are potentially available to Monmouth County under Title I of the Housing and Community Development Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and,

WHEREAS, it is necessary to establish a legal basis for the County and its residents to benefit from this program; and,

WHEREAS, an Agreement has been adopted under which the Township of Neptune and the County of Monmouth in cooperation with other municipalities will establish an Interlocal Services Program pursuant to N.J.S.A. 40:8B-1; and,

WHEREAS, it is in the best interest of the Township of Neptune to enter into such an agreement,

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune, that the amendment to the agreement entitled "AGREEMENT BETWEEN THE COUNTY OF MONMOUTH AND CERTAIN MUNICIPALITIES LOCATED HEREIN FOR THE ESTABLISHMENT OF A COOPERATIVE MEANS OF CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES", a copy of which is attached hereto, be and same is hereby approved; and,

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk be and same are hereby authorized to execute said amendment in accordance with the provisions of law; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its enactment.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

**SHARED SERVICES AGREEMENT  
BETWEEN THE CITY OF ASBURY PARK AND THE TOWNSHIP  
OF NEPTUNE FOR ENGINEERING AND PUBLIC WORKS  
RELATED GOODS AND SERVICES**

THIS SHARED SERVICES AGREEMENT effective August 12, 2014 between CITY OF ASBURY PARK, a municipal corporation of the State of New Jersey and TOWNSHIP OF NEPTUNE, a municipal corporation of the State of New Jersey;

The purpose of this Agreement is for the provision of Engineering and Public Works related services by the City of Asbury Park to the Township of Neptune and vice versa according to the following terms:

1. Goods and services to be provided to the City of Asbury Park shall include by way of example, but not be limited to **engineering drafting, surplus property liquidation, sign making, sanitary sewer line maintenance, storm line maintenance, waste water treatment plant/pump station repair services, snow clearing/salting assistance, purchase of deicing chemicals, etc.**

2. Goods and services to be provided to the Township of Neptune shall include by way of example, but not be limited to **licensed electrician, masonry, carpentry, excavation, grading, sanitary sewer line maintenance services, storm line maintenance services, waste water treatment plant/pump station repair services, etc.**

3. City of Asbury Park shall charge the Township of Neptune and the Township of Neptune shall charge the City of Asbury Park for the above goods and/or services as follows:

- a. On a reimbursement basis whereby employees are charged hourly based **(upon existing contracts, and/or resolutions/ordinances)**, on their total annual wages (not including overtime, unless the work provided is during overtime hours) in addition to fringe as follows: FICA (7.65% of hourly rate), Pensions (at the

prevailing rate last published by PERS) and health premiums (pursuant to rates published by the SHBP).

- b. Equipment will be charged pursuant to a mutually agreeable fee schedule established each year by the parties.

IN WITNESS WHEREOF, parties have hereunto caused this instrument to be signed by the proper authorized parties and have caused their proper seals to be affixed hereto as of the date and year first above written.

ATTEST: (Affix Seal)

CITY OF ASBURY PARK

---

Melody Hartsgrove  
Deputy Clerk

---

Jack Kelly, City Manager

ATTEST: (Affix Seal)

TOWNSHIP OF NEPTUNE

---

Richard J. Cuttrell, RMC  
Municipal Clerk

---

Dr. Michael Brantley,  
Mayor

RESOLUTION #14-392 – 8/11/14

AUTHORIZE EXECUTION OF A SHARED SERVICES AGREEMENT  
WITH THE CITY OF ASBURY PARK FOR VARIOUS ENGINEERING  
AND PUBLIC WORKS RELATED SERVICES

WHEREAS, it has been determined by the City of Asbury Park and Neptune Township that it is advisable and mutually beneficial to the constituents of both municipalities to enter into a shared services agreement between the City of Asbury Park and Neptune Township for the provision of Engineering and Public Works Related Services between them; and

WHEREAS, shared services are permitted under the Uniform Shared Services Consolidation Act, N.J.S.A. 40A:65-1, et seq.; and

WHEREAS, both municipalities have mutually agreed upon the attached form of a shared services agreement between them for the aforesaid purpose; and

WHEREAS, the agreement shall become effective upon execution of said Agreement and shall remain in effect until such time as either one of the parties informs the other in writing of their intention to sever the agreement; and

WHEREAS, the executed form of said agreement by all parties will be submitted to the New Jersey State Division of Local Government Services;

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

1. That the execution of a Shared Services Agreement by the Mayor and Clerk for the provision of Engineering and Public Works Related Goods and Services between the City of Asbury Park and Neptune Township be and is hereby approved.
2. That all relevant Township officials are hereby authorized and directed to undertake all actions that are necessary in order to effectuate the intentions of this Resolution.
3. That a certified copy of this Resolution shall be provided to the Business Administrator, Chief Financial Officer, Assistant C.F.O., Township Engineer and Director of Public Works.

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk



RESOLUTION #14-393 - 8/11/14

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

WHEREAS, in accordance with state regulations, it is required that existing Special Law Enforcement officers be reappointed on an annual basis; and,

WHEREAS, the Deputy Chief of Police has made his recommendations on the reappointment of existing Special Law Enforcement Officers; and,

WHEREAS, funds will be provided in the 2014 municipal budget in the appropriation entitled Police S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following individuals be and are hereby reappointed as part-time Special Law Enforcement Officers (SLEO) and to perform such other duties as prescribed by the Chief of Police, at an hourly rate as established by prior resolution of the Township Committee:

SLEO Class I – Matthew McDonough, Nicholas Jakelsky, Malcolm Jenkins & Kristin Narciso

SLEO Class II – John Mattia, Matthew Richardson, Evan Pollara, Darrell Furman, Steven Whritenour, Tyrell Thompson, JeanPierre Marcenat, William Fabian, Richard Brogley, Casey Crawford, Daniel Savastano & Marcus Neal

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-394 - 8/11/14

DESIGNATE GUARDIAN AS PROVIDER OF THE  
TOWNSHIP'S VOLUNTARY SHORT-TERM DISABILITY INSURANCE

WHEREAS, the Township provides employees in AFSCME Local #1844 with the option of short-time disability insurance coverage; and,

WHEREAS, the Township desires to designate an insurance carrier for this coverage,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Guardian be and is hereby designated as the Township's short-term optional disability insurance carrier effective September 1, 2014; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014

A handwritten signature in black ink, appearing to read "Richard J. Cuttrell".

Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-395 - 8/11/14

RECLASSIFY LINDA O'BRIEN AS A PERMANENT FULL-TIME  
CUSTOMER SERVICE REPRESENTATIVE IN THE PUBLIC WORKS DEPARTMENT

WHEREAS, Linda O'Brien was hired as a Customer Service Representative in the Public Works Department on December 2, 2013; and,

WHEREAS, she has performed her duties in a satisfactory manner and the Director of Public Works has recommended that she be reclassified on a permanent full-time basis,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Linda O'Brien be and he is hereby reclassified as a permanent full-time Customer Service Representative effective immediately; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Business Administrator, Director of Public Works, Chief Financial Officer, and Human Resources Specialist.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014

A handwritten signature in black ink, appearing to read "Richard J. Cuttrell".

Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-396 - 8/11/14

ACKNOWLEDGE THE RETIREMENT OF JOSE DAVILA  
FROM THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township has received notification that Jose Davila will be retiring as a Driver in the Public Works Department effective September 1, 2014; and,

WHEREAS, the effective date of said retirement was incorrectly provided as August 1, 2014 which was the date stated in Resolution #14-379 adopted by the Township Committee on July 28, 2014; and,

WHEREAS, it is necessary to indicate the correct retirement effective date by resolution,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the retirement of Jose Davila as a Driver in the Public Works Department be and is hereby acknowledged effective September 1, 2014; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-397 - 8/11/14

APPOINT SCHOOL CROSSING GUARDS FOR THE 2014-2015 SCHOOL YEAR

WHEREAS, there is a need for School Crossing Guards for the 2014-2015 school year; and,

WHEREAS, the Deputy Chief of Police and Human Resources Specialist have made their recommendation to rehire certain crossing guards that served during the 2013-2014 school year and to hire four new crossing guards who submitted an application and were interviewed; and,

WHEREAS, funds are available for this purpose are available in the 2014 municipal budget in the appropriation entitled Police S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Lisa Brown, Ronald Coleman, Nancy Cole, Philip DeStaven, Carmelo Gonzalez, Clayton Harrison, Shirley Harrison, Alfred Holmes, Josephine Hughes, Juanita Jones, Ki Nam Kang, Russell King, Kathryn Kelly, Rosalee Lane, Rita Lee, Virginia Majewski, Carol McDonald, Everett Mitchell, Loren Moses, Amelia Okpanachi, Robert Perkins, Mildred Stafford, Caroline Vandervort, Albert Weedon, Avis Williams and Alfreda Wright be and they are hereby appointed as Crossing Guards for the 2014-2015 school year and to perform such other duties as prescribed by the Deputy Chief of Police, at an hourly rate of \$13.77; and,

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-398 - 8/11/14

AUTHORIZE TEMPORARY NO PARKING IN CONNECTION  
WITH ASBURY PARK TRIATHLON

WHEREAS, the City of Asbury Park is holding a Triathlon on Sunday, August 24, 2014 and a portion of the route is on streets located in Neptune Township; and,

WHEREAS, it is necessary to designate a no parking zone on portions of Seaview Avenue and Ocean Avenue for the safety of the runners; and,

WHEREAS, the Police Department has reviewed and approved this no parking zone,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary no parking on the following streets between 6:00 A.M. and 10:00 A.M. on Sunday, August 24, 2014:

- 1) North side of Seaview Avenue between Central Avenue and Ocean Avenue
- 2) West side of Ocean Avenue between Seaview Avenue and Spray Avenue
- 3) A portion of the parking stalls located on the northern end of Ocean Avenue

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Deputy Chief of Police, Director of Public Works, Fire Inspector, and Business Administrator.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-399 - 8/11/14

AUTHORIZE TEMPORARY STREET CLOSURES IN CONNECTION  
WITH THE JERSEY SHORE ARTS CENTER 5KM RUN

WHEREAS, the Jersey Shore Arts Center is holding its annual Run for the Arts 5km run on Saturday, September 13, 2014; and,

WHEREAS, it is necessary to temporarily close portions of Main Avenue, Ocean Avenue and Broadway for the safety of the runners; and,

WHEREAS, the Police Department has reviewed and approved this street closures,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary street closures on the following streets between 9:00 A.M. and 10:00 A.M. on Saturday, September 13, 2014:

- 1) Eastbound Main Avenue – entire length
- 2) Northbound Ocean Avenue – entire length
- 3) Eastbound Broadway between Central Avenue and Ocean Avenue

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Deputy Chief of Police, Director of Public Works, Fire Inspector, and Business Administrator.

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-400 - 8/11/14

AUTHORIZE THE PURCHASE OF COMPUTER EQUIPMENT FOR POLICE VEHICLES  
THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Neptune Township Police Department wishes to purchase computer equipment for police vehicles through an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Laws, N.J.S. 40A:11-12; and,

WHEREAS, GTBM, Inc. has been awarded New Jersey State Contract No. A75583 for this equipment; and,

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds that the price reflects a substantial savings; and,

WHEREAS, the cost of the equipment shall not exceed \$20,000.00; and,

WHEREAS, funds for this purpose are available in the 2014 municipal budget through the appropriation entitled Police O.E. and a United States Department of Justice – Justice Assistance Grant, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of computer equipment for police vehicles through the New Jersey Cooperative Purchasing Program for the Neptune Township Police Department be and is hereby authorized at an amount not to exceed \$20,000.00; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk



RESOLUTION #14-401 - 8/11/14

RENEW LIQUOR LICENSE HELD BY TANKS HOSPITALITY, LLC

WHEREAS, Tanks Hospitality, LLC is the holder of a retail consumption liquor license that is inactive; and,

WHEREAS, in accordance with State law, Tanks Hospitality, LLC. petitioned the State of New Jersey Division of Alcoholic Beverage Control to permit the renewal of said inactive license; and,

WHEREAS, the Division of A.B.C. issued a special ruling, dated August 9, 2013, which authorizes the Township of Neptune to consider the 2014-2015 application for liquor license renewal filed by Tanks Hospitality, LLC, the holder of an inactive license #1334-33-008-016; and,

WHEREAS, Tanks Hospitality, LLC has applied for renewal of said license for the 2014-2015 license year to continue in in-pocket status,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Liquor License #1334-33-008-016 issued to Tanks Hospitality, LLC be and is hereby renewed for the 2014-2015 licensing year; and,

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-402 – 8/11/14

AMEND APPROPRIATION AUTHORIZATION IN REGARDS TO COUNTERCLAIM  
AGAINST MIDCOAST ELECTRIC CORPORATION, INC.

WHEREAS, the Township Committee of the Township of Neptune awarded a contract for electrical services to Midcoast Electric Corporation by Resolution 13-92 on January 28, 2013; and

WHEREAS, by Resolution 13-405 on August 26, 2013, the Township Committee authorized termination of the contract for failure of Midcoast Electric Corporation to fulfill its obligations under the contract with Neptune Township; and

WHEREAS, Midcoast Electric Corporation has filed a Complaint for Breach of Contract as of December 17, 2013 against Neptune Township; and

WHEREAS, Neptune Township has been damaged as a result of Midcoast Electric Corporation's Breach of Contract by its refusal to complete work contracted for and abandonment of the marina worksite; and,

WHEREAS, on January 27, 2014, the Township Committee adopted Resolution #14-91 which authorized the Municipal Attorney, Gene J. Anthony, Esq. to institute legal proceedings against Midcoast Electric Corporation, Inc. and legal fees in an amount not to exceed \$5,000.00; and,

WHEREAS, it is necessary to authorize additional legal fees as the matter has not yet concluded; and,

WHEREAS, funds will be provided in the 2014 Municipal Budget in the appropriation entitled Legal O.E. and the Chief Financial Officer has so certified in writing,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Resolution #14-91 be and is hereby amended to authorize additional legal fees in an amount not to exceed Five Thousand Dollars (\$5,000.00) for the purposes of the litigation as described herein (total legal fees authorization now \$10,000.00); and,

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-403 - 8/11/14

APPOINT ALTERNATE MEMBER TO THE RENT LEVELING BOARD

WHEREAS, there is a vacancy in the Alternate #1 position of the Rent Leveling Board,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Ruth Johnson be and is hereby appointed as the Alternate #1 member of the Rent Leveling Board for the remainder of 2014; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014

A handwritten signature in black ink, appearing to read "Richard J. Cuttrell".

Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-404 - 8/11/14

AUTHORIZE THE CANCELLATION OF SEWER RENT  
(401 OLD CORLIES AVENUE)

WHEREAS, the Tax Collector has requested the cancellation of sewer rent to the property listed below,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Collector be and hereby is authorized to cancel Sewer Rent as stated herein; and,

<b>BLOCK/LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>AMOUNT</b>
525/56	John & Carol Mele	401 Old Corlies Ave	2014	225.00

**REASON:** Single family per assessing

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-405 – 8/11/14

AUTHORIZE THE CANCELLATION OF TAXES AS A RESULT OF THE  
GRANTING OF A TOTALLY DISABLED VETERANS EXEMPTION  
(56 TALL PINES DRIVE)

WHEREAS, the property known as Block 10016.03, Lot 10, with an address of 56 Tall Pines Drive is eligible for a Totally Disabled Veteran Exemption; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel 2014 taxes assessed against this property's owner of record in accordance with N.J.S.A. 54:4-3.32; and,

WHEREAS, the amounts to be cancelled and refunded are as follows:

<b>YEAR</b>	<b>AMOUNT TO CANCEL</b>	<b>AMOUNT TO REFUND</b>
2014	\$ 2,575.28	\$ 955.10

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Collector be and hereby is authorized to cancel and refund taxes as stated herein; and,

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-406 - 8/11/14

AUTHORIZE TEMPORARY NO PARKING IN CONNECTION WITH  
THE HISTORICAL SOCIETY OF OCEAN GROVE POSTCARD AND ANTIQUE SHOW

WHEREAS, the Historical Society of Ocean Grove has scheduled their annual Post Card, Antique and Collectables Show on Saturday, August 23, 2014, in the Auditorium-Pavilion area in Ocean Grove; and,

WHEREAS, it is necessary to designate a no parking zone on a small portion of Central Avenue to allow dealers to unload materials; and,

WHEREAS, the Police Department has reviewed and approved this no parking zone,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary no parking on the following streets from 9:00 P.M. on Friday, August 22, 2014 until 5:00 P.M. on Saturday, August 23, 2014:

1) West side of Central Avenue between Bethany Block and the eastbound side of Ocean Pathway

2) East side of Central Avenue between the eastbound side of Ocean Pathway and the westbound side of Ocean Pathway; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Deputy Chief of Police, Director of Public Works, Fire Inspector, Business Administrator, and Historical Society of Ocean Grove.

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-407 - 8/11/14

GRANT LEAVE OF ABSENCE TO DANIEL WERNER  
UNDER THE FAMILY MEDICAL LEAVE ACT

WHEREAS, Daniel Werner, Patrolman in the Police Department, has requested a leave of absence under the provisions of the Family Medical Leave Act; and,

WHEREAS, the leave of absence will convert to unpaid leave when all accumulated sick time has been exhausted; and,

WHEREAS, the Business Administrator has approved the request,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that Daniel Werner, Patrolman in the Police Department, is hereby granted a leave of absence, with the use of the balance of accumulated sick time followed by unpaid leave of absence, under the provisions of the Family Medical Leave Act for an eight week period beginning July 25, 2014 and ending September 19, 2014; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-408 - 8/11/14

AUTHORIZE SUBMISSION OF THE DIVISION STREET NEEDS STUDY TO THE PLANNING BOARD FOR REVIEW AND PUBLIC HEARING TO DETERMINE WHETHER CONDITIONS EXIST TO DESIGNATE VARIOUS PROPERTIES ON DIVISION STREET WITHIN THE TOWNSHIP OF NEPTUNE AS A REDEVELOPMENT AREA PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW

WHEREAS, the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 et seq.) provides a legal framework for establishing a redevelopment area and for comprehensively planning for the revitalization of such an area; and,

WHEREAS, the Township Committee authorized a Needs Study to determine if the following properties: BLOCK 173, LOTS 27.01 THROUGH 39.01, EXCLUDING LOT 29, meet the criteria set forth in N.J.S.A. 40A:12A-5 and may be designated as an area in need of redevelopment; and,

WHEREAS, the Township, under the authority of N.J.S.A. 40A:12A-6, can request the Township of Neptune Planning Board to undertake a preliminary investigation to determine whether the aforementioned properties meet the statutory criteria for redevelopment,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the Township Planning Board pursuant to N.J.S.A. 40A-6(a) to undertake a review of the Needs Study to determine whether the aforementioned lots on Division Street between Ridge Avenue, Atkins Avenue and Corlies Avenue (State Highway 33) meet the criteria specified in N.J.S.A. 40:A12A-5 and should be designated in need of redevelopment; and,

BE IT FURTHER RESOLVED that, as provided by law, the Planning Board shall, after giving public notice and notice to affected property owners, conduct a public hearing at which all persons who are interested in or are affected by the proposed redevelopment designation are given an opportunity to be heard; and

BE IT FURTHER RESOLVED that after completing its hearing, the Planning Board shall transmit its recommendations to the Township Committee; and

BE IT FURTHER RESOLVED that a copy of the Resolution, assigning conduct of the investigation and public hearing on the proposed redevelopment area to the Planning Board, will be transmitted to the Planning Board, the Township Planner, the Township Business Administrator, and Economic Development Coordinator by the Township Clerk upon its adoption.

I, RICHARD J. CUTTRELL, Township Clerk of the Township of Neptune, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of the Resolution which was adopted by the Township Committee at a meeting held on the 11<sup>th</sup> day of August, 2014.

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Richard J. Cuttrel, Municipal Clerk



RESOLUTION #14-409 - 8/11/14

AWARD BID FOR IMPROVEMENTS TO WAYSIDE ROAD – PHASE II

WHEREAS, on July 24, 2014, the Township Consulting Engineer received bids for the award of a contract for Improvements to Wayside Road – Phase II; and,

WHEREAS, said bids were reviewed by the Township Engineer and Consulting Engineer who have recommended that the bid be awarded to the lowest bid submitted by Earle Asphalt Company; and,

WHEREAS, said bids were advertised, received and awarded in a “fair and open” competitive bidding process in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 13-14 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to Earle Asphalt Company on their lowest responsible base bid of \$348,313.13 for Improvements to Wayside Road – Phase II; and,

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-410 - 8/11/14

AUTHORIZE THE PURCHASE OF AMBULANCES THROUGH THE  
HOUSTON-GALVASTON AREA COUNCIL PURCHASING PROGRAM

WHEREAS, the Township Committee wishes to authorize the purchase four (4) ambulances for its volunteer first aid squads utilizing pricing through the Houston-Galveston Area Council Purchasing Program; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Laws, N.J.S. 40A:11-12; and,

WHEREAS, the Township of Neptune, is authorized pursuant to N.J.S.A. 52:34-6.2(b)(3) to use procurement methods by entering into a nationally recognized cooperative agreement; and;

WHEREAS, the Houston-Galveston Area Council has a nationally recognized cooperative agreement and has awarded Contract No. AM10-12 to Horton and Wheeled Coach for ambulances; and,

WHEREAS, the Purchasing Agent and Chief Financial Officer recommends the utilization of this contract on the grounds that the price reflects a substantial savings and further recommend that two (2) ambulances be purchased through Horton and two (2) ambulances be purchased through Wheeled Coach; and,

WHEREAS, the amount of the purchase of two (2) ambulances through Horton shall not exceed a total of \$307,848.00; and,

WHEREAS, the amount of the purchase of two (2) ambulances through Wheeled Coach shall not exceed a total of \$312,354.00; and,

WHEREAS, funds for this purpose are available from Ord. #13-31, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township of Neptune Committee of the Township of Neptune that the purchase of four (4) ambulances for the Township's volunteer first aid squads be and is hereby authorized through the Houston-Galveston Area Council Purchasing Program as follows:

Two (2) Horton ambulances with options less trade-in allowances at an amount not to exceed \$307,848.00.

Two (2) Wheeled Coach ambulances with options less trade-in allowances at an amount not to exceed \$312,354.00.

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #14-411 – 8/11/14

AUTHORIZE THE PAYMENT OF BILLS

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

CURRENT FUND	476,148.42
FEDERAL & STATE GRANT FUND	24,782.01
TRUST OTHER	78,399.07
GENERAL CAPITAL FUND	196,925.82
SEWER OPERATING FUND	52,212.15
MARINA OPERATING FUND	36,220.60
MARINA CAPITAL FUND	19,260.12
DOG TRUST	636.00
UDAG RECIPROCAL TRUST	11,691.94
LIBRARY TRUST	1,192.77
BILL LIST TOTAL	\$897,468.90

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

CERTIFICATION  
I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY THE  
TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF NEPTUNE ON 08/11/2014



Richard J. Cuttrell, Municipal Clerk