

TOWNSHIP COMMITTEE WORKSHOP MEETING – NOVEMBER 28, 2016 – 6:00 P.M.

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

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
Dr. Michael Brantley	_____
Robert Lane, Jr.	_____
Carol Rizzo	_____
Nicholas Williams	_____
Kevin B. McMillan	_____

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

Mayor McMillan announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on January 7, 2016, 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 – Shared Services Agreement with Neptune City for Prisoner Processing and Holding. (PW)
2. Discussion – Amendment to Vacant and Abandoned Property ordinance.
3. Discussion – Amendment to Rent Control ordinance.
4. Discussion – Cemetery at Old Corlies and Gully Road.
5. Review Committee calendars/update on outstanding issues and capital items.
- Various on-going capital improvement projects.

Res. # 16-457 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: _____ Seconded by: _____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

TOWNSHIP COMMITTEE MEETING – NOVEMBER 28, 2016 – 7:00 P.M.

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

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
Dr. Michael Brantley	_____
Robert Lane, Jr.	_____
Carol Rizzo	_____
Nicholas Williams	_____
Kevin B. McMillan	_____

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

Silent Prayer and Flag Salute

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

Mayor McMillan announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on January 7, 2016 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 offered by _____, seconded by _____, to approve the minutes of the meeting held on October 24th.

PRESENTATIONS

The Pound the Pavement for Purple Committee will present a check, representing the proceeds from the 5km run held on October 8th, to the Lustgarten Foundation. The Lustgarten Foundation exists to advance the research related to the diagnosis, treatment, cure and prevention of pancreatic cancer.

The Mayor will recognize Lou Rochelle who was the recently honored by the Neptune Lions Club for his years of service as a First Responder, Youth Sports Coach, and Trauma Technician.

REPORT OF THE CLERK

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

Senior Beacon for November.

On October 26th, the Township Committee presented a plaque to Rosemary Gray in recognition of her retirement after 30 years as Director of Senior Services and the Senior Center.

Notification from the NJDEP that the Township's five year Community Forestry Management Plan has been approved.

COMMENTS FROM THE DAIS

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

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 is permitted one visit to the microphone with a limit of five minutes.

ORDINANCE NO. 16-39 – An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding resident handicapped on-street parking zones on Webb Avenue, Lawrence Avenue and Atlantic Avenue and removing a handicapped parking stall on Main Avenue - Final Reading

Explanatory Statement: This ordinance converts an existing handicapped zone on Lawrence Avenue adjacent to 145 Main Avenue to a resident only handicapped parking zone, authorizes resident only handicapped parking zones in front of 4A Webb Avenue and 19 Atlantic Avenue and eliminates an existing handicapped parking zone in front of 80 Main Avenue.

Public Hearing:

Offered by: _____ Seconded by: _____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

ORDINANCE NO. 16-40 – An ordinance to amend Volume I, Chapter XII, of the Code of the Township of Neptune by amending Section 12-5.2, entitled, “Definitions relative to abandoned property, actions concerning repair, closing or demolition, and relating to this ordinance” and Section 12-5.8, entitled, “Requirements of owners and in some cases lienholders of vacant property” and Section 12-5.9, entitled, “Administration” and Section 12-5.12, entitled, “Effect on Uniform Construction Code” - First Reading

Explanatory Statement: This ordinance authorizes amendments to the vacant and abandoned property ordinance including amending the definition of “vacant property”, removing the requirement for an insurance rider for coverage of demolition costs, and removing the requirement that all insurance name the Township as a party to the insurance policy.

Offered by: _____ Seconded by: _____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

ORDINANCE NO. 16-41 – An ordinance to amend Volume I, Chapter VII, Section 7-7.3 of the Code of the Township of Neptune by amending the snow emergency side of certain streets - First Reading

Explanatory Statement: This ordinance amends the snow emergency side of the street for Central Avenue (south of Broadway), Fletcher Lake Drive, and Ocean Avenue to reflect the side of the street not adjacent to dwellings.

Offered by: _____ Seconded by: _____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

ORDINANCE NO. 16-42 – An ordinance to amend Volume i, Chapter VII, Section 7-7.7 of the Code of the Township of Neptune by adding no parking zones on portions of Bangs Avenue - First Reading

Explanatory Statement: This ordinance authorizes no parking zones on the south side Bangs Avenue within 50 feet of Drummond Avenue.

Offered by: _____ Seconded by: _____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

ORDINANCE NO. 16-43 – An ordinance to amend Volume I, Chapter IV, Section 4-30.4 of the Code of the Township of Neptune creating rent control, protective tenancy and Rent Leveling Board - First Reading

Explanatory Statement: This ordinance amends the Rent Control Ordinance by further specifying the requirements of a Hardship Application by a landlord.

Offered by: _____ Seconded by: _____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

ORDINANCE NO. 16-44 – An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding resident handicapped on-street parking zones on Pitman Avenue and 7th Avenue - First Reading

Explanatory Statement: This ordinance authorizes resident only handicapped parking zones in front of 48 Pitman Avenue and 1323 7th Avenue.

Offered by: _____ Seconded by: _____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

The Public Hearings on Ordinances 16-40 through 16-44 will be held on Monday, December 12th.

CONSENT AGENDA

Res. # 16-458 – Accept the resignation of Marcus Neal as a Special Law Enforcement Officer.

Res. # 16-459 – Authorize an amendment to the 2016 municipal budget to realize monies from the State Body Armor Replacement Fund.

Res. # 16-460 – Award contract for animal control services.

Res. # 16-461 – Authorize submission of a Strategic Plan for the Neptune Township Municipal Alliance Grant.

Res. # 16-462 – Authorize the execution of a renewal of the Interlocal Services Agreement with the Borough of Neptune City to participate in the Township's Prisoner Processing and Holding System.

Res. # 16-463 – Authorize an amendment to the 2016 municipal budget to realize monies from the United States Department of Justice.

Res. # 16-464 – Accept the resignation of Jeff Force as a Supervising Special Law Enforcement Officer.

Res. # 16-465 – Authorize settlement in the matter of William E. Taylor, IV, Rachel Taylor, and the Township of Neptune.

Res. # 16-466 – Release all surety bonds and developer’s escrow for improvements at McDonalds on Route 35.

Res. # 16-467 – Authorize execution of a Shared Services Agreement with the Ocean Grove Sewerage Authority for the repaving of Lawrence Avenue.

Res. # 16-468 – Authorize the refund of taxes as a result of an overpayment.

Res. # 16-469 – Authorize the cancellation of sewer rent.

Res. # 16-470 – Authorize the cancellation of taxes as a result of the granting of a Totally Disabled Veterans Exemption (7 Harvey Avenue).

Res. # 16-471 – Authorize the cancellation of taxes as a result of the granting of a Totally Disabled Veterans Exemption (10 Rhodes Terrace).

Res. # 16-472 – Authorize the cancellation of taxes as a result of the granting of a Totally Disabled Veterans Exemption (22 Eldorado Way).

Res. # 16-473 – Authorize replacement of pump control and well hatch at the Asbury Avenue Pumping Station.

Res. # 16-474 – Extend offer of employment for the position of School Crossing Guard.

Res. # 16-475 – Accept a Non-Federal Cost Share Program Grant through the New Jersey Department of Community Affairs.

Res. # 16-476 – Cancel unexpended and dedicated General Capital appropriation balances.

Res. # 16-477 – Authorize the execution of a Shared Services Agreement with the County of Monmouth for aerial imagery.

CONSENT AGENDA Offered by:_____ Seconded by:_____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

Res. # 16-478 – Authorize the purchase of mobile radio communications equipment through the State Cooperative Purchasing Program.

Offered by:_____ Seconded by:_____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

Res. # 16-479 – Award bid for refuse truck.

Offered by:_____ Seconded by:_____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

Res. # 16-480 – Authorize payment of bills.

Offered by:_____ Seconded by:_____

Vote: Brantley, _____; Lane, _____; Rizzo, _____; Williams, _____; McMillan, _____.

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. 16-40

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XII, OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY AMENDING SECTION 12-5.2, ENTITLED, "DEFINITIONS RELATIVE TO ABANDONED PROPERTY, ACTIONS CONCERNING REPAIR, CLOSING OR DEMOLITION, AND RELATING TO THIS ORDINANCE" AND SECTION 12-5.8, ENTITLED, "REQUIREMENTS OF OWNERS AND IN SOME CASES LIENHOLDERS OF VACANT PROPERTY" AND SECTION 12-5.9, ENTITLED, "ADMINISTRATION AND SECTION 12-5.12, ENTITLED, "EFFECT ON UNIFORM CONSTRUCTION CODE"

BE IT ORDAINED by the Township Committee of the Township of Neptune that Volume I, Chapter XII of Code of the Township of Neptune entitled, "Vacant and Abandoned Properties" be and is hereby amended with regard to the Definition Section 12-5.2 and Section 12-5.8 as follows:

12-5 VACANT AND ABANDONED PROPERTIES

12-5.2 - Definitions Relative to Vacant and Abandoned Property, Actions Concerning Repair and Closing and relating to this Ordinance

A) As used herein;

6) "Owner" shall mean the holder or holders of title to a vacant and/or abandoned property.

12) "Vacant Property" shall mean any building to be used as a residence or for commercial or industrial purposes, which is not legally occupied or used for its accustomed and ordinary purpose for a period of six months or more. In the case of the use of residential property, "used for its accustomed and ordinary purpose" means as a place of abode. (Black's Law Dictionary) Property which is used for the summer season (seasonal basis) as defined below, shall not be deemed vacant for purposes of this Ordinance. Property determined to be "abandoned" under this Ordinance must be determined to be "vacant" for purposes of this Ordinance. The date that the Public Officer reports as the date he or she determines vacancy shall be the commencement date for the six month vacancy period.

13) "Summer Season" shall mean for purpose of this Ordinance, May 15th through September 15th of each year.

12-5.8 - Requirements of Owners and in Some Cases Lienholders of Vacant Property.

A) The owner and in some cases the lienholder of any building that has become vacant property, and any person maintaining, operating or collecting rent for any such building that has become vacant, shall within 30 days;

1) Enclose and secure the building against unauthorized entry as provided in the

applicable provisions of the Municipal Code and per the direction of the Public Officer.

4) Ensure that the vacant property is inspected on a monthly basis by the owners authorized and prepare inspection reports, which shall be forwarded to the Public Officer not later than the end of each month.

6) The owner or agent and in some cases the lienholder of any vacant property shall acquire and otherwise maintain liability insurance, in an amount of not less than \$300,000.00 for the building, designed primarily for residential use and not less than \$1,000,000.00 for any other building, including but not limited to buildings designed for manufacturing, industrial, storage or commercial uses, covering any damage to any person or any property caused by the physical condition of or in the building or property subject to the provisions of this Article. Any insurance policy acquired or renewed after the building has become vacant shall provide for a written notice to the Township of Neptune's Public Officer within 30 days of any lapse, cancellation or change in coverage. The owner, or in some cases the lienholder, shall attach evidence of the insurance to the owner's registration statement. Any registration statement submitted that does not include such evidence shall be deemed to be an invalid registration.

12-5.9 - Administration.

The Public Officer may issue rules and regulations for the administration of the provisions of this article.

12-5.12 - Effect on Uniform Construction Code.

A) No provision hereof shall be construed as restricting or otherwise abrogating the enforcement and other powers of the Township's Public Officer or Construction Official under the New Jersey Uniform Construction Code, including, without limitation, N.J.S.A. 52:27D-123 et seq. and N.J.A.C. 5:23-1.1 et seq. (collectively, the Code). The provision herein shall be construed as consistent with the enforcement and other powers of the Township's Public Officer and Construction Official under the Code.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final adoption and publication of the notice of the adoption as required by law; and

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Kevin B. McMillan,
Mayor

ORDINANCE NO. 16-41

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-7.3 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY AMENDING THE SNOW EMERGENCY SIDE OF CERTAIN STREETS

BE IT ORDAINED, by the Township Committee of the Township of Neptune that Volume I, Chapter VII, Section 7.7 of the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter VII, Section 7-7.3 – Temporary Parking Prohibition for Snow Plowing and Removal is hereby amended as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Central Avenue	a. West b. East	North of Broadway South of Broadway
Fletcher Lake Drive	South	Entire length
Ocean Avenue	East	Entire length

SECTION 2

This ordinance shall become effective immediately upon its adoption and publication according to law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Kevin B. McMillan,
Mayor

TABLED

ORDINANCE NO. 16-42

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-7.7 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING NO PARKING ZONES ON PORTIONS OF BANGS AVENUE

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 7-7.7 – Parking Prohibited at All Times on Certain Streets, is hereby amended by adding the following:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Bangs Avenue	South	Between the easterly curb of Drummond Avenue and a point 50 feet east therefrom.
Bangs Avenue	South	Between the westerly curb of Drummond Avenue and a point 50 feet west therefrom.

SECTION 2

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Kevin B. McMillan,
Mayor

ORDINANCE NO. 16-43

AN ORDINANCE TO AMEND VOLUME I, CHAPTER IV,
SECTION 4-30.4 OF THE CODE OF THE TOWNSHIP OF
NEPTUNE CREATING RENT CONTROL, PROTECTIVE
TENANCY AND RENT LEVELING BOARD

WHEREAS, the governing body of the Township of Neptune adopted a general Rent Control Ordinance on August 12, 2013, with the definition section amended in September, 2013, and as a result of a Settlement Agreement in the Superior Court of New Jersey case of Third Garden Park, Ltd. Partnership and Metpark II, LLC v. Township of Neptune, Docket No. L-3730-13, a second amendment was adopted in compliance with the aforesaid Order in 2014; and

WHEREAS, there is a need to further amend the Rent Control Ordinance to better specify the requirements of Hardship Applications under Section 4-30.4.

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that Chapter IV of the General Ordinances of the Township of Neptune creating Rent Control, Protective Tenancy and Rent Leveling Board is hereby amended with regard to Section 4-30.4, entitled, "Appeal by Landlord" to add the following provisions:

4-30 RENT CONTROL

4-30.4 Appeal by Landlord.

d. As used in this section:

1. Fair Net Operating Income shall mean the amount determined by subtracting reasonable and necessary operating expenses from gross annual income which amount should not be less than forty (40%) percent of the gross annual income.
2. Gross Annual Income shall mean all income resulting directly or indirectly from the operation of a property or building, such as all rent received or collectable, including any rent from a less than arms-length transaction, the landlord's share of interest on security deposits, all earnings from commission, vending machines, late fees, pet fees, parking fees, pool fees, key charges, finder's fees, amount received from successful tax appeals, income from rebates, tax surcharges, capital improvement surcharges, computed in accordance with the provisions and limitations of this section.
3. Reasonable and Necessary Operating Expenses includes all expenses incurred and paid by a landlord necessary to the operation and maintenance of the residential rental property during the period reflected in the income computed in this section, excluding mortgage, principal or interest payments, depreciation or amortization, computed with these limitations:

- (a) Taxes shall be limited to amounts actually paid, including those in escrow for appeal;
- (b) Repairs and maintenance shall be limited to arms-length transactions and shall be reasonable and necessary. Cost of service contracts shall be prorated over the period covered. Painting shall be prorated at a period of three (3) years for the interior of dwelling units or five (5) years for the exterior and common areas;
- (c) Purchase of new equipment shall be reflected and prorated over the useful life of the item;
- (d) Legal and auditing expenses shall be limited to reasonable and necessary costs of the operation of the property;
- (e) Management fees shall be limited to actual services performed, such as the resident manager's salary, telephone expenses, postage, office supplies, stationery, and the value of the apartment provided if included in income. In no event shall management fees exceed five (5%) percent of the first \$50,000.00 of gross maximized annual income; 4 and one half (4 ½%) percent of the next \$25,000.00; four (4%) percent of the next \$100,000.00; three and one half (3 ½%) of the next \$100,000.00 and three (3%) percent of any amount over \$275,000.00;
- (f) Salaries not included in management fees shall be limited to actual services performed and reasonable for similar position in the area, including rental value, if included in income and expenses and wages and benefits paid;
- (g) Advertising shall be actual costs that are reasonable to insure occupancy only;
- (h) Utilities such as gas, electric, water and oil, shall derive from arms-length transactions and the landlord shall demonstrate that all reasonable efforts to conserve energy and fuels have been used;
- (i) Insurance costs shall derive from all arms-length transactions prorated over item of policies;
- (j) The history of the income and expense shall be consistent with the application or fully documented as to any changes.

e. In any such application for a hardship increase, the landlord shall specifically submit adequate proof to demonstrate:

1. He/she is an efficient operator of the residential rental property;
2. The residential rental property is in a safe and sanitary condition and in substantial compliance with State Health Codes and the Property Maintenance Code;
3. If, during consideration of a hardship increase, the Rent Leveling Board shall determine that the landlord is not in substantial compliance with any or all of the above, the Board may temporarily withhold further consideration of the Hardship Increase Application until the landlord has corrected any such deficiency.

f. If, after a full hearing, the Rent Leveling Board shall determine that the landlord is in full compliance with the provisions of this section, it may permit a rental increase sufficient to reestablish the sixty (60%) percent relation of reasonable and necessary operating expenses to the forty (40%) percent fair net operating income. Any increase shall be equally prorated to all of the affected units within the structure or on the

property, upon thirty (30) days notification after the Board has approved of the hardship increase.

g. In determining the rent increases under this section, the Rent Leveling Board shall consider whether the rent increase permitted by this section provides the landlord with a just and reasonable rate of return. The Rent Leveling Board shall be guided in its determination by whether the rental increase will result in a rate of return which is sufficiently high so as to:

1. Encourage good management, including adequate maintenance of services;
2. Furnish reasonable reward for efficiency to the landlord;
3. Enable landlords to maintain and support their credit.

h. If the Rent Leveling Board determines that the rental increase does not provide the landlord with a fair and reasonable rate of return under Paragraphs 1, 2 and 3, the Rent Leveling Board shall have the authority to appropriately adjust the rental increase to provide the landlord with a fair and reasonable rate of return.

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

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:

Richard J. Cuttrel,
Municipal Clerk

Kevin B. McMillan,
Mayor

ORDINANCE NO. 16-44

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING RESIDENT HANDICAPPED ON-STREET PARKING ZONES ON PITMAN AVENUE AND 7TH AVENUE

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 7-21.7 – Resident Handicapped On-Street Parking, is hereby amended by adding the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Pitman Avenue	1	South side of Pitman Avenue beginning 25 feet east of the southwest intersection of Pitman Avenue and Pilgrim Pathway (adjacent to 48 Pitman Avenue)
7th Avenue	1	North side of 7th Avenue beginning 50 feet east of the northeast intersection of 7 th Avenue and State Highway 35 (adjacent to 1323 7 th Avenue)

SECTION 2

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Kevin B. McMillan,
Mayor

RESOLUTION #16-457 – 11/28/16

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:

Contract negotiations – Property and casualty insurance.
Legal Opinion – Revocable License Agreement insurance requirement.
Contract negotiations – Bargaining unit contracts.
Contract negotiations – Request for Proposals for Municipal Court professionals.
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.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-458 - 11/28/16

ACCEPT THE RESIGNATION OF MARCUS NEAL AS A
SPECIAL LAW ENFORCEMENT OFFICER

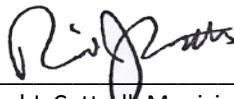
WHEREAS, the Township Committee has received a letter from Marcus Neal resigning as a Special Law Enforcement Officer effective October 26, 2016,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Marcus Neal as a Special Law Enforcement Officer – Class II is hereby accepted effective October 26, 2016; and,

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-459 - 11/28/16

AUTHORIZE AN AMENDMENT TO THE 2016 MUNICIPAL BUDGET TO REALIZE
MONIES FROM THE STATE BODY ARMOR REPLACEMENT FUND

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 2016 in the sum of \$6,514.90 which is now available from the NJ Division of Criminal Justice Body Armor Replacement Fund in the amount of \$6,514.90; and,

BE IT FURTHER RESOLVED that the like sum of \$6,514.90 is hereby appropriated under the caption of Body Armor Replacement Fund – FY 2016; and,

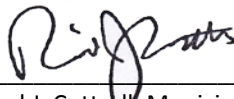
BE IF FURTHER RESOLVED, that the above is the result of funds from a New Jersey Division of Criminal Justice Body Armor Replacement Fund Grant – FY16 in the amount of \$6,514.90; and,

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:

Brantley: aye
Lane: aye
Rizzo: absent
Williams: aye
McMillan: aye

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-460 - 11/28/16

AWARD CONTRACT FOR ANIMAL CONTROL SERVICES

WHEREAS, the Business Administrator has negotiated with the organization supplying this service as required by NJSA 40:48-5.1; and,

WHEREAS, the current provider has proposed a rate of \$7,477.00 per month which reflects no change over the rate charged in 2016 and is also the lowest rate among the proposals received; and,

WHEREAS, funds for this purpose will be provided in the 2017 Municipal Budget, when adopted, in the appropriation entitled Dog Account, 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 Mayor and Clerk be and are hereby authorized to execute an agreement with Associated Humane Societies for Animal Control for the year 2017 at a cost of \$7,477.00 per month; and,

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #16-461 – 11/28/16

AUTHORIZE SUBMISSION OF A STRATEGIC PLAN FOR THE
NEPTUNE TOWNSHIP MUNICIPAL ALLIANCE GRANT

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and,

WHEREAS, the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Neptune Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Neptune Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Monmouth; and,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey hereby recognizes the following:

1. The Neptune Township Committee does hereby authorize submission of a strategic plan for the Neptune Township Municipal Alliance grant for fiscal year 2018 in the amount of:

DEDR	\$ 63,915.00
Cash Match	\$ 15,978.75
In-Kind	\$ 47,936.25

2. The Neptune Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
Kevin B. McMillan, Mayor

CERTIFICATION

I, Richard J. Cuttrell, Municipal Clerk of the Township of Neptune, County of Monmouth, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Neptune Township Committee on this 28th day of November, 2016.

Richard J. Cuttrell, Municipal Clerk

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #16-462 – 11/28/16

AUTHORIZE THE EXECUTION OF A RENEWAL OF THE INTERLOCAL SERVICES AGREEMENT WITH THE BOROUGH OF NEPTUNE CITY TO PARTICIPATE IN THE TOWNSHIP'S PRISONER PROCESSING AND HOLDING SYSTEM

WHEREAS, the Township of Neptune has established a Prisoner Processing and Holding System in its Police Department; and,

WHEREAS, the Township of Neptune and the Borough of Neptune City desire to enter into an Interlocal Service Agreement pursuant to N.J.S.A. 40:8A-1 et seq. to allow the Borough to utilize the Township Prisoner Processing and Holding System to process prisoners from the Borough in accordance with standards set by the New Jersey State Attorney General; and,

WHEREAS, this will be a renewal of existing Agreement that expires on December 31, 2016; and,

WHEREAS, the Borough will agree to pay the Township a monthly fee of \$1,900.00 in the year 2017, a monthly fee of \$2,000.00 in years 2018 and 2019, and a monthly fee of \$2,200.00 in years 2020 and 2021; and,

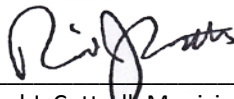
WHEREAS, this Interlocal Service Agreement shall be automatically renewed on an annual basis on the anniversary date of the signing of said Agreement for a term of five (5) years,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Interlocal Services Agreement with the Borough of Neptune City, a copy of which is on file in the Office of the Municipal Clerk, which authorizes the Borough to utilize the Township's Prisoner Processing and Holding System for Borough prisoners; and,

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-463 - 11/28/16

AUTHORIZE AN AMENDMENT TO THE 2016 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 2016 in the sum of \$54,233.00 which is now available from a United States Department of Justice - Justice Assistance Grant in the amount of \$54,233.00; and,

BE IT FURTHER RESOLVED that the like sum of \$54,233.00 is hereby appropriated under the caption of 2016 JAG Law Enforcement Equipment Grant; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the United States Department of Justice – FY16 Edward Byrne Memorial Justice Assistance Grant Program in the amount of \$54,233.00; and,

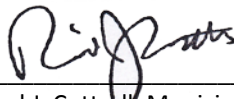
BE IT FURTHER RESOLVED, that the Clerk forward three certified copies of this resolution to the Chief Financial Officer and one copy to the Assistant C.F.O., and Auditor.

Vote:

Brantley: aye
Lane: aye
Rizzo: absent
Williams: aye
McMillan: aye

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-464 - 11/28/16

ACCEPT THE RESIGNATION OF JEFF FORCE AS A
SUPERVISING SPECIAL LAW ENFORCEMENT OFFICER

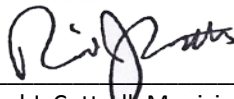
WHEREAS, the Township Committee has received a letter from Jeff Force resigning as a Supervising Special Law Enforcement Officer effective November 18, 2016,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Jeff Force as a Supervising Special Law Enforcement Officer is hereby accepted effective November 18, 2016; and,

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-465 – 11/28/16

AUTHORIZE SETTLEMENT IN THE MATTER OF WILLIAM E. TAYLOR, IV,
RACHEL TAYLOR AND THE TOWNSHIP OF NEPTUNE

WHEREAS, William E. Taylor, IV, and Rachel Taylor, holders of a leasehold interest in real estate located at 9 Broadway, Ocean Grove, New Jersey, which was subject to a Municipal Court Complaint filed by the Township's Zoning Officer, George Waterman, on behalf of the Historic Preservation Commission – Summons 1334-SC-016413, charging the Defendant, William E. Taylor, IV, with violating Section 900 of the Land Development Ordinance; and

WHEREAS, the William E. Taylor, IV and Rachel Taylor's property at 9 Broadway, Ocean Grove, New Jersey was also the subject of a Complaint from Zoning Officer, George Waterman under Summons No. 1334-SC-016494, charging Defendant, William E. Taylor, IV, with violation of Section 900 of the Land Development Ordinance; and

WHEREAS, thereafter, William E. Taylor, IV, and Rachel Taylor filed a Complaint in Lieu of Prerogative Writs in the action of William E. Taylor, IV and Rachel Taylor, Plaintiffs vs. the Township of Neptune, Defendant, in the Superior Court of New Jersey, Law Division, Monmouth County, under Docket No. MON-L-1206-16; and

WHEREAS, all parties have reached an amicable settlement by Release and Settlement Agreement addressing all claims by all parties without the necessity of monetary consideration.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, that the governing body hereby authorizes settlement in the above referenced matter, and execution by the Mayor and Clerk of a Settlement Agreement and Release prepared by or reviewed and approved by Special Counsel, Michael Celli, Jr., Esq. for no exchange of monetary consideration.

BE IT FURTHER RESOLVED, that upon execution of the aforesaid Agreement, the same shall be forwarded to opposing counsel and attorney for William E. Taylor, IV, and Rachel Taylor for filing in the Superior Court of New Jersey; while Special Counsel, Michael Celli, Jr., Esq., shall notify the Municipal Court concerning the aforesaid settlement.

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #16-466 - 11/28/16

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR
IMPROVEMENTS AT MCDONALDS ON ROUTE 35

WHEREAS, McDonalds Corporation filed a performance bond written by Safeco Insurance Company of America in the amount of \$72,360.00, guaranteeing site improvements at the McDonalds, located on State Highway 35 (former Block 266, Lot 28); and,

WHEREAS, on January 17, 2013, the Township Engineer certified that all site work was satisfactorily completed and the performance bond may be released contingent upon the posting of a two year maintenance guarantee; and,

WHEREAS, McDonalds did not submit a maintenance guarantee; therefore, the performance bond has remained in effect since that time; and,

WHEREAS, well over two years has now passed and the site improvements have been properly maintained as verified by the Township Engineer,

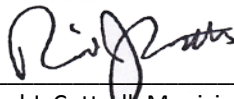
THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the release of the performance bond as stated herein; and,

BE IT FURTHER RESOLVED, that all remaining balances of the cash performance guarantee account and inspection escrow account be and are hereby authorized to be refunded; and,

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-467 – 11/28/16

AUTHORIZE THE EXECUTION OF A SHARED SERVICES AGREEMENT
WITH THE OCEAN GROVE SEWERAGE AUTHORITY FOR THE
REPAVING OF LAWRENCE AVENUE

WHEREAS, the Ocean Grove Sewerage Authority completed its replacement of infrastructure on Lawrence Avenue and must repave the roadway as required by Township ordinance regulating the excavation of public roadways; and,

WHEREAS, the Township of Neptune and the Ocean Grove Sewerage Authority desire to enter into a Shared Services Agreement pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. to serve the best interests of residents by achieving cost savings; and,

WHEREAS, the Township will include Lawrence Avenue in its Township-wide road repaving program to achieve economies of scale and a reduction in administrative and engineering costs; and,

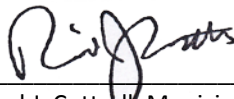
WHEREAS, the Township will award a bid in accordance with Local Public Contracts Law and the Authority will pay the Contractor directly for the full amount of the cost to repave Lawrence Avenue,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Shared Services Agreement with the Ocean Grove Sewerage Authority, a copy of which is on file in the Office of the Municipal Clerk, for the repaving of Lawrence Avenue as part of the Township's Road Repaving Program; and,

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-468 – 11/28/16

AUTHORIZE THE REFUND OF TAXES
AS A RESULT OF AN OVERPAYMENT

WHEREAS, the properties listed below reflect overpayments; and,

WHEREAS, they have furnished the necessary documentation and have requested a refund;
and,

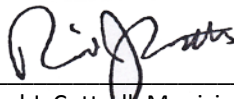
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune,
County of Monmouth, State of New Jersey, that the Tax Collector be and is hereby authorized to
refund the taxes as stated herein; and,

BLOCK	LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
5113	2	Donovan	728 S Riverside Dr	2016	2,574.44
4204	1	Santiago	2 Oak Terr	2016	1,663.95
1704	30	Munoz	220 Wayside Rd	2016	1,088.44
515	23	Murphy	1319 11 th Ave	2016	3,087.20
5320	19	PTS 227	227 Highland Ave	2016	1,636.84
513	5	Boull	97 Myrtle Ave	2016	786.13
244	15	Blau	69 Broadway	2016	3,466.18
272	6	Hoimark	128 Clark Ave	2016	2,395.87
816	1	JCP&L	2389 W Bangs Ave	2015	8,375.75
816	1	JCP&L	2389 W Bangs Ave	2016	3,955.01
4402	7	Sferas	11 Olive St	2016	1,020.94

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-469 - 11/28/16

AUTHORIZE THE CANCELLATION OF SEWER RENT

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, County of Monmouth, State of New Jersey, that the Tax Collector be and hereby is authorized to cancel Sewer Rent as stated herein; and,

BLOCK/LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
99999.999/999	CMP of Bradley Realty, LLC	1217 Main St.	2016	3,220.00


REASON: Building change of use

BLOCK/LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
302/24	Larry Brown	11 Vanderbilt Pl.	2016	230.00

REASON: Building demolished

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-470 – 11/28/16

AUTHORIZE THE CANCELLATION OF TAXES AS A RESULT OF THE
GRANTING OF A TOTALLY DISABLED VETERANS EXEMPTION
(7 HARVEY AVENUE)

WHEREAS, the property known as Block 3804, Lot 18, with an address of 7 Harvey Avenue was granted a Totally Disabled Veteran Exemption as of August 26, 2016 and should be tax exempt; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against this property for 2016 as of August 26, 2016 in accordance with N.J.S.A. 54:4-3.32; and,

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

YEAR	AMOUNT TO CANCEL	AMOUNT TO REFUND
2016	\$ 1,995.17	\$ 601.68

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
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #16-471 – 11/28/16

AUTHORIZE THE CANCELLATION OF TAXES AS A RESULT OF THE
GRANTING OF A TOTALLY DISABLED VETERANS EXEMPTION
(10 RHODES TERRACE)

WHEREAS, the property known as Block 2301, Lot 28, with an address of 10 Rhodes Terrace was granted a Totally Disabled Veteran Exemption as of December 15, 2015 and should be tax exempt; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against this property for 2016 in accordance with N.J.S.A. 54:4-3.32; and,


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

YEAR	AMOUNT TO CANCEL	AMOUNT TO REFUND
2016	\$ 5,080.40	\$ 2,540.19

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
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #16-472 – 11/28/16

AUTHORIZE THE CANCELLATION OF TAXES AS A RESULT OF THE
GRANTING OF A TOTALLY DISABLED VETERANS EXEMPTION
(22 ELDORADO WAY)

WHEREAS, the property known as Block 3205, Lot 17, with an address of 22 Eldorado Way was granted a Totally Disabled Veteran Exemption as of October 18, 2016 and should be tax exempt; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against this property for 2016 as of October 18, 2016 in accordance with N.J.S.A. 54:4-3.32; and,


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

YEAR	AMOUNT TO CANCEL	AMOUNT TO REFUND
2016	\$ 1,956.56	\$ 0.00

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
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #16-473 - 11/28/16

AUTHORIZE REPLACEMENT OF PUMP CONTROL AND WELL HATCH
AT ASBURY AVENUE PUMPING STATION

WHEREAS, the Purchasing Agent solicited quotes for the replacement of the pump control and well hatch at the Asbury Avenue Pumping Station (corner of Asbury Avenue and Leonard Avenue); 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 Assistant Director of Public Works and the Purchasing Agent who have recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

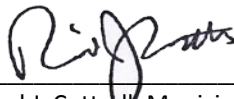
WHEREAS, funds for this purpose will be provided in Ordinance No. 16-28, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the replacement of the pump control and well hatch at the Asbury Avenue Pumping Station be and is hereby authorized Pumping Services, Inc. pursuant to their quote of \$25,850.00; and,

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-474 - 11/28/16

EXTEND OFFER OF EMPLOYMENT FOR THE POSITION
OF SCHOOL CROSSING GUARD

WHEREAS, there is a need for additional School Crossing Guards for the 2016-2017 school year; and,

WHEREAS, the position was posted and applicants interviewed, and the Chief of Police and Business Administrator have made their recommendations; and,

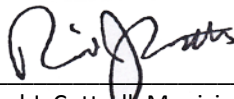
WHEREAS, funds for this purpose are available in the 2016 municipal budget in the appropriation entitled Police S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT FURTHER RESOLVED, that the Township Committee of the Township of Neptune hereby extends a conditional offer of employment to Viasia Pinnix to serve as a School Crossing Guard for the 2016-2017 school year contingent upon favorable results of required pre-employment screening and background check, at an hourly rate of \$14.33; and,

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-475 - 11/28/16

ACCEPT A NON-FEDERAL COST SHARE PROGRAM GRANT THROUGH THE
NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS

WHEREAS, The Township of Neptune applied for a grant from the New Jersey Department of Community Affairs Non-Federal Cost Share Program to carry out a project to provide funding for the local share of some or all of FEMA Public Assistance (PA); and

WHEREAS, the Department of Community Affairs has notified the Township that its grant application has been approved and the Township will receive grant funding in the amount of \$540,059.00,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune does hereby accept a New Jersey Department of Community Affairs Non-Federal Cost Share Program Grant, and upon receipt of the grant agreement from the New Jersey Department of Community Affairs authorizes the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of Neptune and the New Jersey Department of Community Affairs; and,

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

Michael J. Bascom,
Chief Financial Officer

Vito D. Gadaleta,
Business Administrator

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #16-476 - 11/28/16

CANCEL UNEXPENDED AND DEDICATED GENERAL
CAPITAL APPROPRIATIONS BALANCES

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and,

WHEREAS, it is necessary to formally cancel said balances so that the unexpended General Capital Ordinance balances may be returned to Capital Surplus,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the following unexpended and dedicated General Capital Ordinance balances be canceled to Capital Surplus:

Ordinance	Description	Balance
#09-20	Bradley Park ADA Improvements	\$34,795.79
#09-35	Equipment	\$199.64
#11-06	Property Acquisition	\$41,567.14
#11-25	Various Road Improvements	\$840.05
	TOTAL	\$74,402.62

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #16-477 – 11/28/16

AUTHORIZE THE EXECUTION OF A SHARED SERVICES AGREEMENT
WITH THE COUNTY OF MONMOUTH FOR AERIAL IMAGERY

WHEREAS, the Monmouth County Division of Planning recently acquired aerial imagery of the entire County from Pictometry International; and,

WHEREAS, the imagery includes both orthogonal and oblique imagery of the Township of Neptune; and,

WHEREAS, the County has offered this product as part of a GIS data license agreement for a one-time fee which includes a digital copy of the imagery, software, installation and technical assistance; and,

WHEREAS, acquisition of this imagery would be of benefit to the Township, specifically for planning and engineering needs; and,

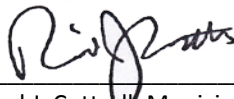
WHEREAS, funds for this purpose are available in the 2016 municipal budget in the appropriation entitled Engineering O.E., and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Shared Services Agreement/GIS Data Licensing Agreement with the County of Monmouth, a copy of which is on file in the Office of the Municipal Clerk, whereby the County will provide aerial imagery and supporting software to the Township for a one-time fee of \$1,800.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., Township Engineer and the County of Monmouth accompanied by an executed Agreement.

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-478 – 11/28/16

AUTHORIZE THE PURCHASE OF MOBILE RADIO COMMUNICATIONS EQUIPMENT
THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Purchasing Agent has recommended the purchase of mobile radio communications equipment for the Police Department 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, PMC Associates has been awarded New Jersey State Contract No. A83900 for this equipment; and,

WHEREAS, the Purchasing Agent and Chief Financial Officer recommend 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 \$82,531.24; and,

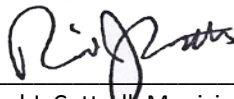
WHEREAS, funds for this purpose are available from Ordinance No. 16-27 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of mobile radio communications equipment through New Jersey Cooperative Purchasing Program Contract No. A83900 be and is hereby authorized at an amount not to exceed \$82,531.24; and,

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

CERTIFICATION

HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #16-479 - 11/28/16

AWARD BID FOR REFUSE TRUCK

WHEREAS, on November 10, 2016, the Purchasing Agent received bids for a 33 cubic yard refuse truck; and,

WHEREAS, said bids were reviewed by the Purchasing Agent and Public Works Director who have recommended that the bid be awarded to the lowest responsible bid submitted by Bergey's Truck Center; and,

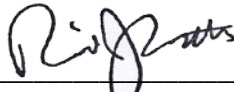
WHEREAS, said bids were advertised, received and awarded in a "fair and open" competitive bidding process in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 16-27 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby awards a bid Bergey's Truck Center to supply a Mack LR613 Labrie Expert 33cy Refuse Truck on their lowest responsible base bid of \$313,792.00; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #16-480 – 11/28/16

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	\$9,300,960.97
GRANT FUND	47,878.26
TRUST FUND	187,546.07
GENERAL CAPITAL FUND	107,801.15
SEWER OPERATING FUND	323,040.66
SEWER CAPITAL FUND	17,784.31
MARINA OPERATING FUND	208,156.66
DOG TRUST	265.20
UDAG TRUST	2,500.00
LIBRARY TRUST	3,704.25
BILL LIST TOTAL	\$10,199,637.53

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON NOVEMBER 28, 2016



Richard J. Cuttrel, Municipal Clerk