

TOWNSHIP COMMITTEE WORKSHOP MEETING – OCTOBER 6, 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 – Township Committee member representation on Joint Veterans Parade Committee (replacement for Randy Bishop)

2. Discussion – NJDOT Transportation Alternatives Program grant for Wesley Lake footbridges. (PW)

3. Review Committee calendars/update on outstanding issues and capital items.
- Various on-going capital improvement projects.

Res. # 16-423 – 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 – OCTOBER 6, 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 September 12th.

RECOGNITION OF RETIRING TOWNSHIP EMPLOYEE

The Mayor and Committee will recognize Ernestine Fisher who retired from the Police Department after 29 years of service.

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. 16-35 – An ordinance to amend Volume I, Chapter XVIII of the Code of the Township of Neptune by removing references to the Harbor Commission and prohibiting commercial boats at the Municipal Marina - Final Reading

Explanatory Statement: This ordinance amends the Harbor Utility ordinance by removing references to the Harbor Commission, which no longer exists, and prohibiting commercial/party boats at the Marina.

Public Hearing:

Offered by: _____ Seconded by: _____

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

ORDINANCE NO. 16-36 – An ordinance to authorize a Declaration of Deed Restriction for Recreation/Conservation for Block 5306, Lot 10; Block 5316, Lot 7; Block 5317, Lot 5; and Block 5322, Lots 1, 2 & 3, also known as 149 South Riverside Drive, to the New Jersey Economic Development Authority - Final Reading

Explanatory Statement: This ordinance authorizes a Deed Restriction for recreation/conservation purposes at 149 South Riverside Drive (Shark River Municipal Marina) solely to the NJEDA. The restriction is a requirement for grant funding for the site received by the Township through the Hazardous Discharge Site Remediation Fund.

Public Hearing:

Offered by: _____ Seconded by: _____

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

ORDINANCE NO. 16-37 – An ordinance to amend Volume I, Chapter VII, Section 7-7.8 of the Code of the Township of Neptune by removing parking prohibitions during certain hours on Ocean Avenue - First Reading

Explanatory Statement: This ordinance eliminates the ninety minute parking restriction for street sweeping on Thursday and Friday mornings on Ocean Avenue during the warm season.

Offered by: _____ Seconded by: _____

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

ORDINANCE NO. 16-38 – An ordinance to amend and supplement Volume I, Chapter IV, Section 4-29 of the Code of the Township of Neptune entitled Dealers of Precious Metals and Jewelry - First Reading

Explanatory Statement: This ordinance amends the regulations and registration requirements for dealers of precious metals and jewelry including the addition of "secondhand goods".

Offered by: _____ Seconded by: _____

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

The Public Hearings on Ordinances 16-37 and 16-38 will be held on Monday, October 24th.

CONSENT AGENDA

Res. # 16-424 – Authorize the refund of duplicate zoning permit application fee (68 Abbott Avenue)

Res. # 16-425 – Establish policy requiring Tax Assessor to provide annual notice of pending tax appeals.

Res. # 16-426 – Authorize cancellation of two mortgages with Abbas Osman Family Trust in connection with two UDAG loans granted for commercial building at Greenwood Avenue and State Highway 35.

Res. # 16-427 – Support submission of grant application to the Transportation Alternatives Program through the New Jersey Department of Transportation for the Wesley Lake footbridges.

Res. # 16-428 – Extend offer of employment for seasonal/on-call Drivers in the Department of Public Works for snow plowing.

Res. # 16-429 – Grant Social Affair Permit to Richard S. Bascom Scholarship Fund.

Res. # 16-430 – Extend offers of employment for the positons of on-call part-time Plumbing Sub-Code Official and on-call part-time Plumbing Inspector.

CONSENT AGENDA Offered by:_____ Seconded by:_____

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

Res. # 16-431 – Authorize purchase of electronic LED message sign for lawn in front of the library.

Offered by:_____ Seconded by:_____

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

Res. # 16-432 – Authorize purchase of a Ford van with utility body.

Offered by:_____ Seconded by:_____

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

Res. # 16-433 – Authorize purchase of two Ford trucks through the State Cooperative Purchasing Program.

Offered by:_____ Seconded by:_____

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

Res. # 16-434 – Authorize purchase of a Ford truck through the Cranford Cooperative Purchasing Program.

Offered by:_____ Seconded by:_____

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

Res. # 16-435 – Authorize purchase of a twelve passenger bus through the Houston-Galveston Area Council Purchasing Program.

Offered by:_____ Seconded by:_____

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

Res. # 16-436 – Extend offer of employment for the position of Driver in the Department of Public Works.

Offered by:_____ Seconded by:_____

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

The Mayor announces the following appointments to the Planning Board:

Dyese Davis as a Class IV member for an unexpired four year term expiring December 31, 2018.

Keith P. Cafferty, as the Class I Member for an unexpired one year term expiring December 31, 2016.

Linda Kornegay, as the Class IV Alternate #1 for an unexpired two year term expiring December 31, 2016.

Res. # 16-437 – Confirm Mayor’s appointments to the Planning Board.

Offered by:_____ Seconded by:_____

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

Res. # 16-438 – Authorize the 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. 16-37

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII,
SECTION 7-7.8 OF THE CODE OF THE TOWNSHIP OF
NEPTUNE BY REMOVING PARKING PROHIBITIONS DURING
CERTAIN HOURS ON OCEAN 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 7-7.8 – Parking Prohibited During Certain Hours on Certain Streets, is hereby amended by REMOVING the following:

<u>Name of Street</u>	<u>Side</u>	<u>Hours</u>	<u>Location</u>
Ocean Avenue	East	6:30 a.m. – 8:00 a.m. Thursdays From April 15 – October 15	Entire Length
Ocean Avenue	West	6:30 a.m. – 8:00 a.m. Fridays From April 15 – October 15	Entire Length

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. 16-38

AN ORDINANCE TO AMEND AND SUPPLEMENT VOLUME I, CHAPTER IV, SECTION 4-29 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED DEALERS OF PRECIOUS METALS AND JEWELRY

WHEREAS, the purpose and intent of this chapter is to assist law enforcement officials and victims of crime in recovering stolen precious metals and stolen previous metals and jewelry by requiring minimum identification, reporting, maintenance and distribution criteria for licensed dealers in these goods; and

WHEREAS, no person shall use, exercise, or carry on the business, trade, or occupation of the buying, selling, or pawning of precious metals and jewelry without complying with the requirements of this chapter in the exact manner described herein.

THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Neptune that Volume I, Chapter IV, Section 4-29 is retitled and amended in its entirety as follows:

4-29 DEALERS OF PRECIOUS METALS, JEWELRY AND SECONDHAND GOODS

4-29.1 Definitions

As used in this chapter, the following terms shall have the meanings indicated:

ACCEPTABLE IDENTIFICATION

A current valid New Jersey driver's license or identification card, a current valid photo driver's license issued by another U.S. state, a valid United States passport, or other verifiable U.S. government issued identification, which will be recorded on the receipt retained by the dealer and subsequently forwarded to the local police department or request.

DEALER

Any person, partnership, limited-liability company, corporation, or other entity who, either wholly or in part, engages in or operates any of the following trades or businesses: the buying for purposes of resale of precious metals, jewelry or secondhand goods as defined herein; pawnbrokers as defined herein; itinerant businesses as defined herein. For the purposes of this chapter, transient buyers, as defined herein, are subject to the same licensing and reporting requirements as any other dealers.

EXEMPTIONS

For the purposes of this chapter, goods subject to this ordinance shall not include goods transacted in the following manner: i) judicial sales or sales by executors or administrators; ii) occasional or auction sales of household goods sold from private homes; iii) auctions of real estate; iv) the occasional sale, purchase, or exchange of coins or stamps by a person at his permanent residence or in any municipally owned

building who is engaged in the hobby of collecting coins or stamps and who does not solicit the sale, purchase, or exchange of such coins or stamps to or from the general public by billboard, sign, handbill, newspaper, magazine, radio, television, or other form of printed or electronic advertising.

JEWELRY

Personal ornaments, such as, but not limited to, necklaces, rings or bracelets that are typically made from or contain jewels and precious metals.

ITINERANT BUSINESS

A dealer who conducts business intermittently within the municipality or at varying locations.

PAWNBROKER

Any person, partnership, association or corporation lending money on deposit or pledge of personal property, other than choses in action, securities, or printed evidences of indebtedness; purchasing personal property on condition of selling it back at a stipulated price; or doing business as furniture storage warehousemen and lending money on goods, wares or merchandise pledged or deposited as collateral security.

PRECIOUS METALS

Gold, silver, platinum, palladium, and their alloys as defined in N.J.S.A. 51:5-1 et seq. and 51:6-1 et seq.

PUBLIC

Individuals and retail sellers, not to include wholesale transactions or transactions between other merchants.

REPORTABLE TRANSACTION

Every transaction conducted between a dealer and a member of the public in which precious metals or jewelry, as defined herein are purchased or pawned.

SECONDHAND GOODS

Used goods such as gold, silver, platinum or other precious metals, jewelry, coins, gemstones, gift cards, word processors, GPS devices, computers, computer hardware and software, television sets, telephones, cell phones, tools, electronic devices, sporting goods, automotive equipment, collectables, game cartridges, DVD's, CD's, other electronically recorded material, firearms, cameras and camera equipment, video equipment and other valuable articles. Specific goods excluded include antiques, typewriters, records or stereo sets, musical instruments, furniture or clothing.

SELLER

A member of the public who sells or pawns used goods such as precious metal, jewelry and/or secondhand goods as defined above to a dealer.

TRANSIENT BUYER

A dealer, as defined herein, who has not been in a registered retail business continuously for at least six months at any address in the municipality where the dealer is required to register or who intends to close out or discontinue all retail business within six months.

4-29.2 License requirement for dealers.

A. No person, partnership, limited-liability company, corporation, or other entity shall engage in the business of buying, selling, or pawning of precious metals, jewelry or secondhand goods, as defined above, within the jurisdiction of the municipality, without having first obtained a license therefor from the Township Mercantile Officer, which license shall bear a number issued by the Township Mercantile Officer.

B. The application for a license to the Township Mercantile Officer shall set forth the name, date of birth, and address of the dealer, whether or not he or she is a citizen of the United States, and whether or not he or she has ever been convicted of any crime(s), disorderly persons offense(s), or municipal ordinance violation(s), and the date(s) thereof.

C. Advertising in any print or electronic media or by sign that any of those articles referred to in Chapter 4-29.1 above are being bought in any location within the municipality shall constitute engaging in business as a dealer for purposes of this chapter. No person, partnership, limited-liability company, corporation or other entity shall place or cause to be placed any advertisement for purchase of such articles or goods without stating in the advertising the license number issued to a person or entity by the municipality. In any print advertisement, the license number shall appear in type no smaller than eight-point in the lower-right-hand corner of the advertisement. In any advertisement in electronic media, the license number shall be visually or audibly stated. Failure to state or indicate the license number shall be a violation of this chapter and shall be subject to the penalties established in Chapter 4-29.8.

D. Licensees may not operate at any location other than site specified in the license. Licensees operating at multiple locations must have each location separately licensed. Each location must be permanent. Itinerant businesses and transient buyers, as defined in Chapter 4-29.1 above, are not eligible for licensure and are prohibited from operating in the Township.

4-29.3 Application process for dealers; approval or denial.

A. Upon receipt of an application completed pursuant to this chapter, the Township Mercantile Officer shall refer such application to the Chief of Police, who shall make an investigation of the prospective licensee, pursuant to this chapter for the purpose of determining the suitability of the applicant for licensing. The investigation shall include, but shall not be limited to, the following:

(1) The experience of the applicant in the business of purchase and sale of those articles or goods referred to in Chapter 4-29.1 above, although nothing in this section shall be construed to warrant denial of a license solely on the basis of lack of experience.

(2) The reputation of the applicant for fair dealing in the community, which shall be made among credible sources, which sources shall be disclosed to the applicant in the event of a denial of any license.

(3) Any criminal record of the applicant including any past convictions for any crime(s), disorderly persons offense(s), or municipal ordinance violation(s) within this or any other jurisdiction.

(4) The type of operation contemplated to be conducted by the applicant, particularly whether the business is to be operated from a fixed location, whether it is to be conducted from a location primarily devoted to the purchase and sale of precious metals, jewelry or secondhand goods, and other factors bearing on whether the licensed business will be of a fixed and permanent nature.

B. The Chief of Police shall complete any investigation pursuant to this chapter within 30 days of the submission of the application to the Township Mercantile Officer, fully completed by the applicant. If a criminal record check has been requested within the thirty-day period and has not been received by the Chief of Police within that period, the Chief of Police may, if all other factors are satisfactory, recommend a conditional issuance of the license subject to the finding regarding criminal record.

C. The Chief of Police shall, upon completion of the investigation, recommend "grant" or "denial" of the license to the Township Mercantile Officer, who shall grant or deny the license. Any recommendation of the Chief of Police shall be in writing and, in the case of a recommendation of denial, shall state fully and specifically the reasons for said recommendation. If the Township Mercantile Officer accepts the recommendation of the Chief of Police to deny any license, the applicant shall be notified in writing within 10 days of such denial and the Clerk shall forward to the applicant a statement of the reason or reasons for such denial.

D. Grounds for recommending denial of license may include reliable information indicating that the applicant has in the past engaged in fraudulent or deceptive business practices in a business identical to or similar to a dealer as defined in Section 4-29.1. A license may be denied if the investigation reveals a conviction of the applicant or any of its principal officers or employees of any crime(s), disorderly persons offense(s) in which deceit or misrepresentation is an element; or any conviction of any crime(s), disorderly persons offense involving theft or the receiving of stolen goods, regardless of whether the applicant was a principal, accessory before the fact, after the fact, or a co-conspirator; or any prior municipal ordinance violation(s) by the applicant or any of its principal officers or employees in this or any other jurisdiction. A license may be denied if the applicant fails to demonstrate an ability to satisfactorily comply with the electronic reporting requirements specified in Chapter 4-29.4, the retention and inspection requirements of Chapter 4-29.5, or any other portion of this chapter. Upon receipt of the recommendation of the Chief of Police, the Township Mercantile Officer shall issue or deny the license accordingly, contingent upon the receipt of a bond as required by Chapter 4-29.6 of this chapter.

E. Whenever any application for a permit is denied, the applicant shall be entitled to a hearing before the Police Director or other designated party by the governing body, at which time the applicant shall be permitted to introduce such evidence as may be deemed relevant to such denial. Any applicant exercising the right to appeal must file a written notice of appeal within 10

days of receiving written notice of denial of a license to act as a dealer of precious metals, jewelry or secondhand goods.

F. No license shall be assignable by the dealer.

4-29.4 Identification of seller; recordkeeping requirements for dealers.

For every reportable transaction between a dealer and the public, the dealer shall be required to do as follows:

A. Require of each person selling or pawning precious metals, jewelry or secondhand goods acceptable identification as defined above in Chapter 4-29.1.

B. Require each seller to execute a "declaration of ownership," which shall contain the following certification: "My signature confirms that I am the sole legal owner of and am legally authorized to sell the goods being sold. By signing below I certify that I did not obtain and do not possess the identified goods through unlawful means. I am the full age of eighteen years and the identification presented is valid and correct."

C. Record and issue to each person selling or pawning such goods on a sequentially numbered receipt:

(1) The name, address, and telephone number of the purchaser, including the clerk or employee of the licensee making the purchase;

(2) The name, address, date of birth, and telephone number of the seller or sellers;

(3) A photographed recording of the seller in a format acceptable to the Chief of Police, along with a physical description of the seller, including height and weight (approximate), hair color, eye color, facial hair, if any, etc.;

(4) A photographed recording of the seller's presented acceptable identification, as set forth in Chapter 4-29.1, in a format acceptable by the Chief of Police;

(5) A photographed recording of all items sold in a format acceptable by the Chief of Police. When photographing, all items must be positioned in a manner that makes them readily and easily identifiable. Items should not be grouped together when photographing or imaging. Each item should have its own photograph;

(6) The receipt number;

(7) A detailed, legible description of the item(s) and the manufacturer and model of the item(s) if known; in the case of jewelry, the descriptions must include style, length, color, design, and stones, if any; any identifying marks, including numbers, dates, sizes, shapes, initials, names, monograms, social security numbers engraved thereon, serial numbers, series numbers, or any other information, which sets apart the particular object from others of like kind;

(8) The price paid for the purchase or pawn of the item(s);

(9) If precious metals, the net weight in terms of pounds Troy, pennyweight (Troy) or kilograms/grams; fineness in terms of karats for gold, and sterling or coin for silver, in accordance with N.J.S.A. 51:5-1 and 51:6-1 et seq.;

(10) The time and date of the transaction.

D. The information outlined in Subsection C above must additionally be electronically documented through the use of an electronic database system authorized by the Chief of Police. Installation and training in this software will be made mandatory as of the effective date of this chapter and licensing will be conditional upon compliance with proper use of the system as described herein. These records shall be subject to the inspection of any authorized police officer or any sworn law enforcement officer acting in the performance of his or her duty as set forth in Subsection E below. Through the use of applicably required computer equipment, and using the electronic format approved by the Chief of Police, every dealer shall enter all reportable transactions into the electronic database by the end of the close of business on the same date as the purchase or receipt of property for pawn or consignment. The information entered must contain all pertinent information outlined in Subsection C above.

E. In the event of a database failure, or dealer's computer equipment malfunction, all transaction information is required to be submitted on paper forms approved by the Chief of Police within 24 hours from the date of purchase. In the event that paper forms are used, the dealer is responsible to enter all transaction information set forth in Subsection C above into the database as soon as possible upon the dealer's equipment being repaired or replaced, or the database coming back into service. Failure by the dealer to properly maintain computer equipment in a reasonable fashion, or failure by the dealer to replace faulty computer equipment, may result in the dealer being cited for a violation of this chapter and subsequently being subject to the penalties for doing so including revocation of the dealer's license as described in Chapter 4-29.5.

F. It shall be the requisite duty of every dealer, and of every person in the dealer's employ, to admit to the premises during business hours any member of the Police Department to examine any database, book, ledger, or any other record on the premises relating to the reportable transactions of precious metals, jewelry or secondhand goods, as well as the articles purchased or received and, where necessary, relinquish custody of those articles as provided in Chapter 4-29.5, if the Police Department seeking said examination has presented a Subpoena or Warrant allowing challenge by the dealer or in cases where the dealer has allowed inspection and examination by voluntary, legally and informed consent.

4-29.5 Retention; revocation; other restrictions.

A. All precious metals, jewelry and secondhand goods purchased, received for pawn, or received for consignment as described above, are to be made available for inspection by the Chief of Police or designee thereof at the designated business address for a period of at least 15 calendar days from the date the transaction information is actually reported to the Chief of Police in the approved manner described above in Chapter 4-29.4. All precious metals, jewelry or secondhand goods subject to inspection must remain in the same condition as when purchased or received for pawn and shall not be sold, disposed of, changed, modified, or melted by the dealer until the fifteen-day retention period has expired. Itinerant businesses and transient buyers will be responsible for notifying the Chief of Police of the location where the purchased item(s) are being held.

B. Upon probable cause that goods held by a dealer are stolen, and providing that the seller signed the mandatory statement required by Chapter 4-29.4B upon the sale of those goods, a law enforcement officer with jurisdiction should charge the seller with theft by deception under N.J.S.A. 2C:20-4 on behalf of the dealer, who shall be considered the "victim" of the offense for the purposes of N.J.S.A. 2C:43-3. The officer shall seize the goods, provide the dealer with a receipt, and issue a criminal complaint against the seller for theft by deception and any other criminal charges for which the officer has probable cause that the seller has committed. If convicted of theft by deception and if so found by an order of a court of valid jurisdiction, the seller will be responsible for providing restitution to the dealer under N.J.S.A. 2C:44-2 for the amount paid by the dealer to the seller for the stolen goods.

C. In addition to all other reporting requirements, every dealer shall maintain, for at least five years, a paper record of all purchases of precious metals, jewelry and secondhand goods in the form prescribed in Chapter 4-29.4C.

D. No dealer shall purchase any item covered by this chapter from any person under the age of 18 or in the absence of providing prior notification of such purchase to the Chief of Police or business designee identifying the individual from whom such purchase is to be made and the item to be purchased.

E. Suspension. The Chief of Police or a designee thereof is hereby empowered to temporarily suspend for cause any dealer's license and rights to operate thereunder. This penalty shall be in addition to any fines and penalties the dealer may incur pursuant to Chapter 4-29.8 of this chapter.

(1) Grounds for suspension. The following shall constitute grounds for suspension: violation of any provisions of this chapter, including failure to comply with any training or fees associated with the electronic database software system in use by the municipality; violation of any other statute, regulation, or local ordinance; or any other illegal, improper, or fraudulent activity.

(2) Procedure for suspension. Upon determination that appropriate grounds exist and that a suspension is warranted, the Chief of Police or a designee thereof shall issue a written notice of suspension of license to the offending dealer and to the Township Mercantile Officer, which shall set forth the grounds for the suspension and notify the dealer of his or her right to appeal pursuant to Subsection G. A temporary suspension shall issue immediately, pending the outcome of any appeal taken. Suspended dealers must immediately cease engaging in the business of purchasing for resale, receiving for pawn, and/or selling of precious metals and/or jewelry and/or secondhand goods in the municipality until reinstatement.

(3) Reinstatement. Suspended dealers may be reinstated only when the grounds leading to the suspension have, in the determination of the Police Director to review the grounds for suspension, been cured, corrected, or appropriately rectified.

F. Revocation. A license issued under this chapter may be revoked by the Township Mercantile Officer upon written recommendation from the Chief of Police or the Chief's designee that the dealer is no longer qualified, capable or competent to comply with the requirements of this chapter. This penalty shall be in addition to any fines and penalties the dealer may incur under Chapter 4-29.8.

(1) Grounds for revocation. The following shall constitute grounds for revocation: a third violation under this chapter; a second violation under this chapter less than one year after an earlier violation under this chapter; conviction for a criminal offense within this or any jurisdiction; or multiple violations of any other regulations or local ordinances within this or any jurisdiction.

(2) Procedure for revocation. Upon a determination that appropriate grounds exist and that a revocation is warranted, the Chief of Police or the Chief's designee shall so report to the Township Mercantile Officer in writing. A temporary suspension will immediately and automatically issue, if one is not already in effect, pending the outcome of the charge. The Police Director shall review the stated grounds for revocation and shall issue an appropriate disposition of either suspension, revocation, or reinstatement. If it is determined that revocation is the appropriate disposition, the grounds therefor shall be set forth in writing in the form of a notice of revocation, which shall be provided to the dealer. The notice shall advise the dealer of the right to appeal. If determined that suspension is the appropriate disposition, the dealer shall be so notified in writing and shall be advised of the right to appeal. Following revocation, the dealer must relinquish his or her license and must immediately and indefinitely cease operating as a dealer of precious metals, jewelry or secondhand goods within the municipality.

G. Appeal. Any applicant wishing to appeal a suspension or revocation shall be entitled to a hearing as provided in Chapter 4-29.3E. Any applicant exercising the right to appeal must file a written notice of appeal within 10 days of receiving written notice of revocation or suspension of license.

H. A dealer shall have the right to change the location of the licensed business, provided that he or she notifies the Township Mercantile Officer, in writing, of the street address of said new location.

4-29.6 Bond.

Each dealer covered under this chapter shall deliver a bond to the Township Mercantile Officer executed by the applicant as principal and executed by a surety company authorized to do business under the laws of the State of New Jersey as surety. The bond shall be subject to review and approval by the Township Attorney, as defined in N.J.S.A. 40A:9-139, and shall be in the penal sum of \$10,000, conditioned for the due and proper observance of and compliance with the provisions and requirements of all ordinances of the municipality in force or which may be adopted respecting the conduct of this business and conditioned also that the bond shall be and remain for the benefit of any person or persons who shall have received judgment against the dealer licensed under this chapter, which damage shall be established by a judgment of a court of proper jurisdiction. Said bond shall contain the following language: "The obligation of this bond shall, in addition to the Township of Neptune, be and remain for the benefit of any person who shall obtain a judgment against obligor as a result of damage sustained in operation pursuant to any license granted under this chapter." Said bond shall be kept for a minimum of one year from the date of issuance of license and must be renewed annually along with the license.

4-29.7 Fees; license term.

A. A nonrefundable fee for initial application and license for a pawnbroker or a dealer in precious metals, jewelry or secondhand goods, as covered under this chapter, is \$200. The annual renewal fee for a license is \$100. These fees are separate from and in addition to any

fees the dealer must pay in relation to the mandatory electronic database system designated by the Chief of Police, as provided by Chapter 331-5D. Payments are to be made in the manner directed by the Township Mercantile Officer.

B. Licenses issued pursuant to this chapter are valid for one year, from January 1 through December 31. Initial applications and applications for renewal must be submitted no later than October 1.

4-29.8 Violations and penalties.

Violation of any provision of this chapter by any dealer shall, upon conviction thereof, be punished by a fine not in excess of the limitations of N.J.S.A. 40:49-5 or by a term of imprisonment or a period of community service not exceeding 90 days in addition to a suspension or revocation of operating license as provided in Chapter 4-29.5E and F above. Each and every violation shall be considered a separate violation. Each violation shall result in an additional suspension period. Any person who is found guilty of violating the provisions of this chapter within one year of the date of a previous violation and who was fined for the previous violation may be sentenced by the court to an additional fine as a repeat offender and, in addition, may be subject to revocation proceedings as provided in Chapter 4-29.5F. The additional fine imposed as a repeat offender shall not be less than the minimum or exceed the maximum fine provided herein, and same shall be calculated separately from the fine imposed for the violation of this chapter.

4-29.9 Implementation.

Nothing contained in this chapter is intended to replace any preexisting statutory requirements governing pawnbrokers, as in N.J.S.A. 45:22-1 et seq., the sale of precious metals as in N.J.S.A. 51:6A-1 et seq., the sale of secondhand jewelry as in N.J.S.A. 2C:21-36 et seq., or any other statutory provision regarding any subject matter discussed herein.

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

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Kevin B. McMillan,
Mayor

RESOLUTION #16-423 – 10/6/16

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:

Personnel – Processing DUI cases in municipal court

Personnel – Recommendation for position of Driver in DPW

Potential Litigation – Revocable License Agreement insurance requirements

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 #16-424 - 10/6/16

AUTHORIZE THE REFUND OF DUPLICATE ZONING PERMIT APPLICATION
(68 ABBOTT AVENUE)

WHEREAS, Emily S. White, property owner at 68 Abbott Avenue, engaged the services of a Contractor and an Architect for internal renovations in her home; and,

WHEREAS, both the Contractor and the Architect submitted a Zoning Permit Application for the work; and,

WHEREAS, the property owner submitted two payments each in the amount of \$35.00 for the application fee and has requested a refund of the duplicate application; and,

WHEREAS, the Zoning Officer has verified that the applications are duplicates,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the refund of a duplicate Zoning Permit Application fee submitted for 68 Abbott Avenue in the amount of \$35.00 to Emily S. White; and,

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-425 - 10/6/16

ESTABLISH POLICY REQUIRING TAX ASSESSOR TO PROVIDE
ANNUAL NOTICE OF PENDING TAX APPEALS

WHEREAS, active monitoring management of the Township's ratable base is fundamental to helping ensure fiscal stability; and,

WHEREAS, it is important for municipal officials to be aware of pending tax appeals and the potential financial impact that said appeals could have on the ratable base; and,

WHEREAS, the Township Committee desires to establish a policy whereby the Tax Assessor shall provide notification of tax appeals to designated municipal officials,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Assessor shall report the number and possible financial impact of all Assessment Appeals filed with the NJ State Tax Court in the current year, and any appeals still pending from previous years, to the Township Committee, Business Administrator, and Chief Financial Officer, on or before June 1st of each year; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Tax Assessor, Chief Financial Officer and Business Administrator.

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-426 - 10/6/16

AUTHORIZE CANCELLATION OF TWO MORTGAGES WITH ABBAS OSMAN FAMILY TRUST IN CONNECTION WITH TWO UDAG LOANS GRANTED FOR COMMERCIAL BUILDING AT GREENWOOD AVENUE AND STATE HIGHWAY 35

WHEREAS, the Township of Neptune authorized two UDAG reciprocal loans to Abbas Osman Family Trust for improvements at the retail building (Suniland Furniture) at the intersection of Greenwood Avenue and State Highway 35; and,

WHEREAS, in connection with said loans, the Township holds two mortgages, both dated February 23, 2009, in the amounts of \$71,661.63 and \$20,145.83, which currently have a balance owed of \$63,741.46 and \$18,691.63, respectively; and,

WHEREAS, the loans are currently in default; and,

WHEREAS, the primary lender has foreclosed on the property and there are not enough funds in reserve to cover any of the balance due on either loan; and,

WHEREAS, the Township must cancel both mortgages because there is no ability to collect any funds due,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the cancellation of the two mortgages dated February 23, 2009 issued to Abbas Osman Family Trust in connection with a two UDAG Reciprocal Loans issued for the retail building located at the intersection of Greenwood Avenue and State Highway 35; and,

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

SUPPORT SUBMISSION OF GRANT APPLICATION TO THE TRANSPORTATION
ALTERNATIVES PROGRAM THROUGH THE NEW JERSEY DEPARTMENT
OF TRANSPORTATION FOR THE WESLEY LAKE FOOTBRIDGES

WHEREAS, the Township of Neptune and City of Asbury Park are jointly applying for funding to conduct restoration of the historic footbridges connecting Asbury Park and Neptune Township over Wesley Lake; and,

WHEREAS, the project will help to continue and improve the promotion and encouragement of pedestrian and bicycle access and safety for the residents and visitors; and,

WHEREAS, the project will promote commerce in the two adjoining municipalities by improving pedestrian connection to the commercial centers of both towns; and,

WHEREAS, the project will reduce traffic and parking congestion in both towns by encouraging walking and bicycling among the two municipalities, including residential, commercial, recreational, and transit destinations; and,

WHEREAS, the project will bolster the cultural heritage of both towns through the preservation of an iconic landmark; and,

WHEREAS, maintenance of the bridges, once restored, will be assumed jointly by the Township of Neptune and the City of Asbury Park in accordance with the Agreement of Charter of the Wesley Lake Commission, a bi-town commission formed by Neptune and Asbury Park, with the exception of (1) local ordinances that place maintenance responsibility with each individual property owner, and (2) public property that is solely located on the landward side of Neptune or Asbury Park, respectively,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby supports the submission of a grant application for the Transportation Alternatives Program within the State of New Jersey Department of Transportation and authorizes the Mayor and the Municipal Clerk to execute any and all documents necessary and related to the submission of said grant application or grant agreement; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the City of Asbury Park, Wesley Lake Commission and Chief Financial Officer.

RESOLUTION #16-428 - 10/6/16

EXTEND OFFER OF EMPLOYMENT FOR SEASONAL/ON-CALL DRIVERS
IN THE DEPARTMENT OF PUBLIC WORKS FOR SNOW PLOWING

WHEREAS, the Township desires to create a pool of individuals with commercial drivers license who would be called upon during major snowfalls to operate snow plows as a supplement to the full-time Public Works staff; and,

WHEREAS, the Director of Public Works has forwarded his recommendations to employ workers for this purpose; and,

WHEREAS, funds will be provided in the 2016 municipal budget in the appropriation entitled Streets & Roads 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 employed in the Department of Public Works as Casual Employees on an on-call basis only for snow plowing during major snow/ice events during the 2016-2017 winter season at an hourly rate of \$25.00; and,

Greg LaFrance
Samar Reid
Frank Martuscelli, Sr.

Raymond Koeppel
Sidney Chasey
Mark Maxwell

William Burge
Caesar Cowart
Kyle Reid

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-429 - 10/6/16

GRANT SOCIAL AFFAIR PERMIT TO RICHARD S. BASCOM SCHOLARSHIP FUND

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Municipal Clerk and Chief of Police be and are hereby authorized to approve the application of the Richard S. Bascom Scholarship Fund for a social affair permit at The Headliner, Route 35, on November 10, 2016 from 6:30 P.M. to 11:30 P.M.

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-430 - 10/6/16

EXTEND OFFERS OF EMPLOYMENT FOR THE POSITIONS OF ON-CALL
PART-TIME PLUMBING SUB-CODE OFFICIAL AND
ON-CALL PART-TIME PLUMBING INSPECTOR

WHEREAS, due to vacation time and work load, it is necessary to authorize an on-call temporary employee to serve as Plumbing Sub-Code Official and on-call temporary employees to serve as Plumbing Inspectors to ensure uninterrupted processing of construction permits; and,

WHEREAS, the Construction Official recommends the employment of licensed individuals to serve in this capacity; and,

WHEREAS, funds will be provided in the 2016 municipal budget in the appropriation entitled Construction S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby extends an offer of employment to Warren Winch for the position of on-call part-time Plumbing Sub-Code Officer, for as-needed work in the absence of the appointed Township Plumbing Sub-Code Official, pending favorable results of the required physical and background check, effective immediately, at an hourly rate of \$39.00, and,

BE IT FURTHER RESOLVED, that an offer of employment is hereby extended to Phil Price and James Ammaturo for the position of on-call part-time Plumbing Inspector, for as-needed work dependent upon workload, pending favorable results of the required physical and background check, effective immediately, at an hourly rate of \$30.00, and,

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-431 - 10/6/16

AUTHORIZE PURCHASE OF ELECTRONIC LED MESSAGE SIGN
FOR LAWN IN FRONT OF THE LIBRARY

WHEREAS, the Purchasing Agent solicited quotes for the purchase of an electronic double sided full color LED message board to display library information and events on the lawn in front of the Neptune Library; 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 Business Administrator 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. 16-27 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 and installation of an electronic double sided full color LED message board be and is hereby authorized through Forman Signs pursuant to their quote of \$30,565.00; and,

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-432 - 10/6/16

AUTHORIZE PURCHASE OF A FORD VAN WITH UTILITY BODY

WHEREAS, the Business Administrator solicited quotes for the purchase of a 2016 Ford E-350 Cutaway Van with custom body for the Building Maintenance Department; 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 Business Administrator 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. 16-27 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 a 2016 Ford E-350 Cutaway Van with custom body be and is hereby authorized through Tom's Ford pursuant to their quote of not to exceed \$40,000.00; and,

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-433 - 10/6/16

AUTHORIZE THE PURCHASE OF TWO FORD TRUCKS THROUGH
THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Purchasing Agent has recommended the purchase of a 2017 Ford F-350 Crew Cab 4x4 for the Office of Emergency Management and a 2017 Ford F-350 Regular Cab 4x4 for the Building Maintenance 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, Winner Ford has been awarded New Jersey State Contract No. 88758 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 \$38,432.00 for the crew cab truck and \$37,664.00 for the regular cab truck; 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 a 2017 Ford F-350 Crew Cab 4x4 through New Jersey Cooperative Purchasing Program Contract No. 88758 be and is hereby authorized at an amount not to exceed \$38,432.00; and,

BE IT FURTHER RESOLVED, that the purchase of a 2017 Ford F-350 Regular Cab 4x4 through New Jersey Cooperative Purchasing Program Contract No. 88758 be and is hereby authorized at an amount not to exceed \$37,664.00; and

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-434 - 10/6/16

AUTHORIZE THE PURCHASE OF A FORD TRUCK THROUGH THE
CRANFORD COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Purchasing Agent recommends the purchase of a 2017 Ford F-250 SD 4x4 truck for the Engineering Department through an authorized vendor under the Cranford Township Cooperative, #47-CPCPS State of New Jersey approved cooperative; 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, Beyer Ford has been awarded Cranford Township Cooperative #47-CPCPS, for this vehicle; and,

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

WHEREAS, the cost of this vehicle shall not exceed \$26,000.00; and,

WHEREAS, funds for this purpose are available through 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 a 2017 Ford F-250 SD 4x4 truck for the Engineering Department through the Cranford Cooperative, #47-CPCPS, State of New Jersey approved cooperative, be and is hereby authorized at an amount not to exceed \$26,000.00; and,

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-435 - 10/6/16

AUTHORIZE THE PURCHASE OF A TWELVE PASSENGER BUS THROUGH THE
HOUSTON-GALVESTON AREA COUNCIL PURCHASING PROGRAM

WHEREAS, the Purchasing Agent recommends the purchase of a 2016 Ford E-350 Starcraft – Allstar 12 Passenger Bus for the Senior Center 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. BT01-14 to Creative Bus Sales 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 to purchase this vehicle shall not exceed \$55,305.18; 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 of Neptune Committee of the Township of Neptune that the purchase of a 2016 Ford E-350 Starcraft – Allstar 12 Passenger Bus for the Senior Center be and is hereby authorized through the Houston-Galveston Area Council Purchasing Program at an amount not to exceed \$53,305.18; and,

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-436 - 10/6/16

EXTEND OFFER OF EMPLOYMENT FOR THE POSITION OF DRIVER
IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, due to the retirement of Lionel Hernandez, there is a vacancy in the position of Driver in the Public Works Department; and,

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

WHEREAS, the Human Resources Director and Business Administrator have made a recommendation; and,

WHEREAS, funds will be provided in the 2016 municipal budget in the appropriation entitled Solid Waste S&W, and the Chief Financial Officer has so certified in writing; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that an offer of employment be and is hereby extended to Michael Anthony Perno for the position of Driver in the Department of Public Works, on a probationary basis for a period of not less than 90 days and not exceeding one year, contingent upon favorable results of the required pre-employment testing, effective October 11, 2016, at an annual salary of \$28,560.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Public Works Director, Chief Financial Officer, Assistant C.F.O., AFSCME Local #2792, and Human Resources Director.

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-437 – 10/6/16

CONFIRM MAYOR'S APPOINTMENTS TO THE PLANNING BOARD

WHEREAS, due to the appointment of Robert Lane, a vacancy exists on the Planning Board – Class IV member; and,

WHEREAS, the Mayor desires to reassign current members of the Planning Board to different Class positions and appoint a new alternate member,

THEREFORE, BE IT RESOLVED, that the Township Committee hereby confirms the Mayor's appointments of the following persons to the Neptune Township Planning Board:

Dyese Davis as a Class IV member for an unexpired four year term expiring December 31, 2018.

Keith P. Cafferty, as the Class I Member for an unexpired one year term expiring December 31, 2016.

Linda Kornegay, as the Class IV Alternate #1 for an unexpired two year term expiring December 31, 2016.

(Alternate #2 position remains vacant)

BE IT FURTHER RESOLVED, that a certified copy of this resolution will be forwarded to the Administrative Officer of the Neptune Township Planning Board.

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #16-438 – 10/6/16

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	\$49,621.20
FEDERAL & STATE GRANT FUND	5,627.50
TRUST FUND	2,996.30
GENERAL CAPITAL FUND	31,992.37
SEWER OPERATING FUND	1,906.76
MARINA OPERATING FUND	69.18
LIBRARY TRUST	956.04
BILL LIST TOTAL	\$93,169.35

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

CERTIFICATION

I HERBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 10/06/16



RICHARD J. CUTTRELL, MUNICIPAL CLERK