

TOWNSHIP COMMITTEE MEETING – AUGUST 10, 2020

Mayor Lane called the virtual meeting to order at 6:00 p.m. and announced that video and audio access to the meeting is via townhallstreams.com/towns/neptune_nj.

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

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

Mayor Lane announced 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 August 6, 2020, which included a notice of virtual meeting with web access instructions, 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.

The following items were discussed in open session:

The Mayor announced two ribbon cutting ceremonies on August 15th. 7th Avenue Motorcycle at Noon and Dawson Distillery at 1:00 p.m.

Mr. Gadaleta stated that Reverend Lee from Mt. Carmel Church on Drummond Avenue is looking to build a new church in the Township and is looking at Township owned property at Stratford Avenue and Neptune Blvd. He is interesting in selling the current church property to the Township and applying that amount towards the purchase of the Township owned lot. The Township lot is 24,000 square feet and is a buildable lot so it would have to be offered at public auction.

The Committee indicated that the regularly scheduled meeting for September 14th will be held as scheduled and the meeting scheduled for September 28th will be cancelled.

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

Ms. Rizzo offered the following resolution, moved and seconded by Mr. McMillan, that it be adopted:

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

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

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

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

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

3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.

Contract negotiations – Business Administrator employment contract
Personnel – Recommendation for Driver position hiring

4. This Resolution shall take effect immediately.

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

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

The Committee reviewed the recommendation for the position of Driver and took action during the regular business portion of the meeting.

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

Mayor Lane called the regular meeting to order at 7:00 p.m. by announcing that this is a Virtual Meeting. Video and audio access to the meeting is via townhallstreams.com/towns/neptune_nj. Public comments will be taken via text to 908-415-3680.

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

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

The Mayor conducted a led a moment of Silent Prayer and the Flag Salute.

Mayor Lane announced 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 August 6, 2020 which included a notice of virtual meeting with web access instructions, 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

Ms. Rizzo offered a motion, seconded by Mr. McMillan, to approve the minutes of the meetings held on July 13th and July 27th. All were in favor, except Dr. Brantley and Mr. Williams abstained.

COMMENTS FROM THE DAIS

Ms. Rizzo stated that multiple churches and working to collect items to fill 200 back to school backpacks. She congratulated the Neptune High School Class of 2020 including five students who received \$6,500 towards college expenses from the 2019 Mayor's Ball. She announced that she has been asked to join a firm as a Distinguished Fellow. She thanked those who wrote letters in support of extending Mr. Gadaleta's contract.

Mr. McMillan attended the memorial service for Neil DenBraven and a Zoom roundtable with the New Jersey Shore Bar Association regarding experiences with covid at the shore area. He congratulated Keith Cafferty on his win in the primary election for Township Committee and wished him the best of luck.

Dr. Brantley stated that covid will be around for long time. New York and New Jersey are doing better than other states. He asked everyone to wear masks, even if you are young, so you don't risk giving the virus to family members.

Mr. Williams stated that Tropical Storm Isaias shut down power and outdoor dining on August 4th. At the marina, it was the second strongest storm since Hurricane Sandy. He thanked the first responders and Public Works. He was at the marina during the storm, his boat was damaged, and a lot of people came to help tie down the boats. The marina staff did a great job. He also thanked Mr. Bascom and Mr. Gadaleta.

Mayor Lane stated that it is amazing how much damage can be done by falling trees. He was in contact with JCP&L through August 7th to deal with power issues. He announced one more date left of covid testing at the Midtown Community School. He thanked Jonathan Tea for the free concert. The recognition of this year's Hometown Heroes was rescheduled for August 14th. James Manning, Sr. and the family of Neil DenBraven will be honored. There will be two grand opening events on August 15th at 7th Avenue Motorcycle at Noon and Dawson Distillery at 1:00 p.m.

The Mayor asked Mr. Anthony to comment on the ordinance to amend the Police Department section of the Township Code. Mr. Anthony stated normally something like this is workshopped. He was surprised to receive it two days ago followed by further amendments in the afternoon prior to this meeting. This is an important issued and should be workshopped first at the next meeting for further discussion. Dr. Brantley asked Mr. Anthony for his opinion of the resolution to appoint members to the Police Committee. Mr. Anthony stated that the resolution should be done after adoption of the ordinance. Mr. Williams stated that the ordinance presented this evening is a red line draft. He asked for the final version. Mr. Gadaleta stated that the ordinance shows deletions of existing language similar to what is done for state legislation. Mr. Gadaleta added that if the ordinance is held, the Committee cannot approve any promotions in the Police Department because the current ordinance is not valid according the Labor Attorney. Mr. Anthony stated that the problem is that we do not know what language is in the ordinance and the Committee does not want

to have to go back, change the ordinance, and then re-introduce.

PUBLIC COMMENTS ON RESOLUTIONS

Mayor Lane asked for public comments regarding resolutions on this agenda via text to 908-415-3680.

Nancy Clarke expressed thanks to Dawn Crozier for her hard work as HPC Administrative Officer. She asked when a replacement will be appointed. Mr. Gadaleta stated that Administration is looking at existing employees to take on the role as quickly as possible. Ms. Clarke stated that she supports the appointments to the Police Committee and asked if Mr. Gadaleta is being appointed as both the Administrator and a member of the public. Mr. Gadaleta stated that the appointments are being made under the current ordinance and not the amended ordinance on for consideration this evening.

ORDINANCE NO. 20-17 - ADOPTED

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

ORDINANCE NO. 20-17

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-7 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A NO PARKING ZONE ON A PORTION OF SOUTH RIVERSIDE DRIVE

The Mayor requested comments on the above ordinance. There being no comments, he closed the public hearing.

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

ORDINANCE NO. 20-18 - ADOPTED

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

ORDINANCE NO. 20-18

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A RESIDENT ONLY HANDICAPPED PARKING ZONE ON COOKMAN AVENUE AND REMOVING A RESIDENT ONLY HANDICAPPED PARKING ZONE ON EMBURY AVENUE

The Mayor requested comments on the above ordinance. There being no comments, he closed the public hearing.

The ordinance was adopted on the following vote: Brantley, not voting (temporary left the room); McMillan, aye; Rizzo, aye; Williams, aye; and Lane, aye.

ORDINANCE NO. 20-19 - ADOPTED

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

ORDINANCE NO. 20-19

BOND ORDINANCE PROVIDING FOR VARIOUS 2020 ROADWAY AND DRAINAGE IMPROVEMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$2,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,900,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

The Mayor requested comments on the above ordinance. There being no comments, he closed the public hearing.

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

ORDINANCE NO. 20-20 - ADOPTED

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

ORDINANCE NO. 20-20

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VEHICLES, EQUIPMENT, OFFICE EQUIPMENT AND FURNITURE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$427,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

The Mayor requested comments on the above ordinance. There being no comments, he closed the public hearing.

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

ORDINANCE NO. 20-21- ADOPTED

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

ORDINANCE NO. 20-21

SEWER UTILITY BOND ORDINANCE PROVIDING FOR PHASE VI OF THE GABLES AREA SANITARY SEWER REHABILITATION PROJECT, THE REPLACEMENT OF VARIOUS SEWER FORCE MAINS AND LINES, VARIOUS PUMP STATION IMPROVEMENTS AND VARIOUS SANITARY SEWER SYSTEM INFRASTRUCTURE IMPROVEMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$2,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,375,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

The Mayor requested comments on the above ordinance. There being no comments, he closed the public hearing.

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

ORDINANCE NO. 20-22 - ADOPTED

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

ORDINANCE NO. 20-22

MARINA UTILITY BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO DOCKS AND RAMPS AND FOR PRELIMINARY COSTS RELATED TO DREDGING THE MARINA BASIN, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$100,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$95,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

The Mayor requested comments on the above ordinance. There being no comments, he closed the public hearing.

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

ORDINANCE NO. 20-23 - ADOPTED

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

ORDINANCE NO. 20-23

SEWER UTILITY CAPITAL ORDINANCE PROVIDING FOR EQUIPMENT AND FURNITURE FOR THE SEWER UTILITY, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$75,000 FROM THE TOWNSHIP'S SEWER UTILITY CAPITAL SURPLUS FUND TO PAY FOR THE COST THEREOF

The Mayor requested comments on the above ordinance. There being no comments, he closed the public hearing.

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

ORDINANCE NO. 20-24 - TABLED

Dr. Brantley offered a motion, moved and seconded by Mr. Williams to table Ordinance No. 20-24

ORDINANCE NO. 20-24

AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT VOLUME I, CHAPTER II SECTION 2-10 OF THE CODE OF THE TOWNSHIP OF NEPTUNE, ENTITLED "POLICE DEPARTMENT"

All were in favor.

ORDINANCE NO. 20-25 - APPROVED

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

ORDINANCE NO. 20-25

AN ORDINANCE TO AMEND THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF NEPTUNE BY REZONING PROPERTIES CURRENTLY IN THE C-4 ROUTE 66E COMMERCIAL ZONE OR C-7 ROUTE 35 COMMERCIAL ZONE TO B-1 TOWN COMMERCIAL ZONE

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

ORDINANCE NO. 20-26 - APPROVED

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

ORDINANCE NO. 20-26

AN ORDINANCE TO AMEND SECTION 404.01 OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF NEPTUNE BY AMENDING THE PERMITTED, CONDITIONAL, AND ACCESSORY USES IN THE B-1 TOWN COMMERCIAL ZONE

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

ORDINANCE NO. 20-27 - APPROVED

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

ORDINANCE NO. 20-27

AN ORDINANCE AMENDING ORDINANCE NO. 16-46 ENTITLED "AN ORDINANCE CREATING AND SETTING THE SALARY RANGE FOR NEW JOB TITLES AND AMENDING THE SALARY RANGES FOR ALL OTHER EXISTING JOB TITLES OF THE TOWNSHIP OF NEPTUNE" BY CREATING THE POSITIONS OF M.I.S. MANAGER AND PARAMEDIC

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

Mr. Cuttrell stated that the Public Hearings on Ordinances 20-25, 20-26 and 20-27 will be held on Monday, September 14, 2020.

CONSENT AGENDA

Mr. Cuttrell announced an amendment to increase of \$5,000.00 in the award amount in the resolution to authorize the purchase of appliances for the new Public Works/OEM building.

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

AUTHORIZE THE ENDORSEMENT OF THE TAX SALE CERTIFICATE AFFECTING BLOCK 302, LOT 23 (8 VANDERBILT PLACE)

WHEREAS, all the taxes, costs and interest have been paid on the Tax Title Lien Certificate affecting the property listed below,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and they are hereby authorized to endorse for cancellation the Tax Title Lien Certificate affecting Block 302, Lot 23 (8 Vanderbilt Place); and,

BE IT FURTHER RESOLVED, that a copy of this resolution and the endorsed Tax Sale Certificate be forwarded to the Tax Collector.

ACCEPT A MAINTENANCE GUARANTEE AND RELEASE A PERFORMANCE BOND FILED BY JERSEY SHORE UNIVERSITY MEDICAL CENTER FOR SITE IMPROVEMENTS IN CONNECTION WITH THE HOPE TOWER AND GARAGE

WHEREAS, on November 14, 2015, Jersey Shore University Medical Center filed performance bond 106413691, written by Travelers Casualty and Surety Company of America in the amount of \$980,532.00, guaranteeing site improvements at the HOPE Tower and garage (Block 1201, Lots 4 & 5); and,

WHEREAS, this bond was increased to \$1,041,336.00 on June 6, 2017 due to additional landscaping; and,

WHEREAS, the Township Engineer has certified that all site improvements have been completed in a satisfactory manner as of February 27, 2020 and said performance bond can be released contingent upon posting a two year maintenance bond in the amount of \$144,630.00; and,

WHEREAS, Jersey Shore University Medical Center has filed Maintenance Bond #107226061 in the amount of \$144,630.00 written by Travelers Casualty and Surety Company of America guaranteeing said site improvements for a period of two years,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Maintenance Guarantee as stated above be and is hereby accepted and the performance bond is authorized to be released; and,

BE IT FURTHER RESOLVED, that the cash portion of the performance guarantee and inspection fee escrow deposited with the Township be and is hereby authorized to be refunded (\$4,000.00 being retained for final inspection at the end of the maintenance period); and,

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

AUTHORIZE DEVELOPER'S AGREEMENT WITH WCS GROUP, LLC, BLOCK 3902 LOTS 2 & 3, 600 ESSEX ROAD

WHEREAS, WCS GROUP, LLC is the Developer of property subject to an Final Major Site Plan Approval by the Neptune Township Planning Board seeking to make certain improvements at 600 Essex Road, a/k/a Block 3902, Lots 2 & 3 on the Tax Map of the Township of Neptune; and

WHEREAS, WCS GROUP, LLC, has agreed to enter into a Developer's Agreement with the Township of Neptune to guarantee the faithful performance of the obligations and representations associated with the application before the Planning Board of Neptune Township; and

WHEREAS, it is in the best interest of the citizens of the Township of Neptune to enter this Developer's Agreement with WCS GROUP, LLC, to ensure the proper compliance and guaranteed performance of items and improvements made on said parcel,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the Mayor and Clerk are hereby authorized to execute the aforesaid Developer's Agreement with WCS GROUP, LLC, a true copy of which is on file in the Office of the Municipal Clerk, for compliance with the Planning Board of Neptune Township's Resolution #19-12, and representations upon submission and approval of all conditions arising from the aforesaid Resolution, and return the same to the Township Attorney for recording in the Clerk's office of Monmouth County; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Township Engineer and the Township Attorney along with the fully executed Developer's Agreement.

ACCEPT THE RESIGNATION OF DAWN CROZIER FROM THE POSITION OF HISTORIC PRESERVATION COMMISSION ADMINISTRATIVE OFFICER

WHEREAS, the Business Administrator has received a letter from Dawn Crozier resigning from the position of Historic Preservation Commission Administrative Officer effective August 7, 2020,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Dawn Crozier from the position of Historic Preservation Commission Administrative Officer is hereby accepted effective August 7, 2020; and,

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

AUTHORIZE AN AMENDMENT TO THE 2020 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE HAZARDOUS DISCHARGE SITE REMEDIATION 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 2020 in the sum of \$7,813.65 which is now available from a Hazardous Discharge Site Remediation Fund grant in the amount of \$7,813.65; and,

BE IT FURTHER RESOLVED that the like sum of \$7,813.65 is hereby appropriated under the caption of Hazardous Discharge Site Remediation Fund – Shark River Municipal Marina; and,

BE IT FURTHER RESOLVED, that the above is the result of funds received from the State of New Jersey – Hazardous Discharge Site Remediation Fund for continued site remediation at the Shark River Municipal Marina in the amount of \$7,813.65; and,

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

AUTHORIZE CHANGE ORDER #1 (FINAL) IN CONNECTION WITH IMPROVEMENTS TO NEPTUNE BOULEVARD

WHEREAS, on May 13, 2019, the Township Committee adopted Resolution #19-214 which awarded a bid to Earle Asphalt Company in the amount of \$449,413.13 in connection with Improvements to Neptune Boulevard; and,

WHEREAS, a change to the contract has been experienced as a result of final as-built quantities at project close-out; and,

WHEREAS, this change has been approved by the Township Engineer; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 18-19 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 Change Order #1 (final) in the contract with Earle Asphalt Company in connection with Improvements to Neptune Boulevard resulting in a net increase of \$2,621.16 revising the total contract amount to \$452,034.29; and,

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

AUTHORIZE CHANGE ORDER #1 (FINAL) IN CONNECTION WITH HECK AVENUE ROADWAY IMPROVEMENTS

WHEREAS, on August 22, 2019, the Township Committee adopted Resolution #19-334 which awarded a bid to Fernandes Construction, Inc. in the amount of \$326,337.99 in connection with Heck Avenue Roadway Improvements; and,

WHEREAS, a change to the contract has been experienced as a result of final as-built quantities at project close-out; and,

WHEREAS, this change has been approved by the Township Engineer; and,

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 Change Order #1 (final) in the contract with Fernandes Construction, Inc. in connection with Heck Avenue Roadway Improvements resulting in a net decrease of \$16,435.61 revising the total contract amount to \$309,902.38; and,

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

AUTHORIZE CHANGE ORDER #1 (FINAL) IN CONNECTION WITH IMPROVEMENTS TO OXONIA AND ANELVE AVENUES

WHEREAS, on March 23, 2020, the Township Committee adopted Resolution #20-151 which awarded a bid to Fernandes Construction, Inc. in the amount of \$250,384.10 in connection with Improvements to Oxonia and Anelve Avenues; and,

WHEREAS, a change to the contract has been experienced as a result of final as-built quantities at project close-out; and,

WHEREAS, this change has been approved by the Township Engineer; and,

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 Change Order #1 (final) in the contract with Fernandes Construction, Inc. in connection with Improvements to Oxonia and Anelve Avenues resulting in a net decrease of \$28,468.78 revising the total contract amount to \$221,915.32; and,

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

AUTHORIZE EXECUTION OF A FEDERAL AID AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH A FEDERAL HIGHWAY ADMINISTRATION GRANT AWARD FOR SHARK RIVER HILLS PEDESTRIAN/BICYCLE LANE IMPROVEMENTS

WHEREAS, on June 29, 2020, the Federal Highway Administration authorized funding in the amount of \$461,715.50 for Shark River hills Pedestrian/Bicycle Lane Improvements; and,

WHEREAS, the Township and the State desires to specify the conditions applicable to the financing of the costs of the Project and the obligations of the Township and the State with respect to said project through the execution of a Federal Aid Agreement,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk of the said Township of Neptune be and are hereby authorized to execute a Federal Aid Agreement for Shark River hills Pedestrian/Bicycle Lane Improvements, Federal Project No. STP-C00S (732), NJDOT Job No. 6734308, a copy of said agreement being available for public review in the Office of the Municipal Clerk; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the NJDOT, Chief Financial Officer and Township Engineer.

AUTHORIZE THE SUBMISSION OF A 2020 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE LOCAL PROGRAM GRANT APPLICATION

WHEREAS, the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance has posted the availability of grant funds for the Edward Byrne Memorial Justice Assistance Local Grant Program FY 2020, which provides a no match funding source to local units of government for law enforcement and justice initiative purposes. The aggregate of the available funds for the eligible Monmouth County Communities is \$46,697.00 and Neptune Township along with Asbury Park and Long Branch are eligible to share in this funding; and,

WHEREAS, the Police Departments from each of the communities desires to apply for this program for the purpose of purchasing Communication Equipment, Information Technology, Surveillance and Security technology along with the eligible related training and supplies to advance the public safety and the efficiency of the Police Departments,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that, the Mayor or his designee, the Chief Financial Officer and the Chief of Police, be and are hereby authorized to submit a 2020 Edward Byrne Memorial Justice Assistance Local Assistance Grant Program application to participate in the sharing of the aggregate of the Monmouth County funding and the Chief Of Police be and is hereby authorized to enter into an agreement in the form of a Memorandum of Understanding with Monmouth County, Asbury Park and Long Branch to administer this grant; and,

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

AUTHORIZE T&M ASSOCIATES TO SUBMIT AN APPLICATION TO THE HAZARDOUS DISCHARGE SITE REMEDIATION FUND FOR ADDITIONAL REMEDIATION OF THE FORMER WELSH FARMS PROPERTY

WHEREAS, the Township of Neptune has acquired the property known as the former Welsh Farms property located at 703 Old Corlies Avenue (Block 7013, Lot 11); and,

WHEREAS, the Deed indicating conveyance to the Township was filed with the County of Monmouth on December 30, 2010; and,

WHEREAS, the Township desires to preserve said property for open space and is currently developing a Veterans Memorial Park on the site for use and benefit of the citizens of the Township; and,

WHEREAS, the NJ Economic Development Authority has previously approved HDSRF funds for remediation of this site; and,

WHEREAS, additional remedial investigation and remedial action activities are required as a result of existing groundwater contamination and the Township Engineer has recommended that application be made to the Hazardous Discharge Site Remediation Fund for funding to perform the necessary remediation,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that T&M Associates be and is hereby authorized to prepare and submit an application to the Hazardous Discharge Site Remediation Fund for funding to perform necessary environmental remediation at the former Welsh Farms property located at 703 Old Corlies Avenue (Block 7013, Lot 11); and,

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

AUTHORIZE THE PURCHASE OF A CARD READER SYSTEM FOR THE NEW PUBLIC WORKS/OEM BUILDING THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY PURCHASING PROGRAM

WHEREAS, there is a need to purchase a Card Reader System to provide security at the new Public Works/OEM building through the Educational Services Commission of New Jersey 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 Educational Services Commission of New Jersey Purchasing Program has awarded Contract ESCNJ 19/20-38 to Open Systems Integrators, Inc. for this equipment; and,

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

WHEREAS, the cost to purchase this equipment shall not exceed \$70,303.00; and,

WHEREAS, funds for this purpose are available in Ordinances No. 15-38, 19-21, 19-30 and 19-31 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 Card Reader System for security purposes at the new Public Works/OEM building be and is hereby authorized through the Educational Services Commission of New Jersey Purchasing Program Contract ESCNJ 19/20-38, Open Systems Integrators, Inc. at an amount not to exceed \$70,303.00; 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 Auditor.

AUTHORIZE THE CHIEF FINANCIAL OFFICER AND OTHER TOWNSHIP OFFICIALS TO UNDERTAKE CERTAIN ACTIONS IN CONNECTION WITH THE ISSUANCE OF A NOT TO EXCEED \$2,498,030 GENERAL IMPROVEMENT BOND ANTICIPATION NOTE

WHEREAS, the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township") is seeking to issue a not to exceed \$2,498,030 General Improvement Bond Anticipation Note (the "Note") to currently refund a \$2,498,030 principal portion of a prior Bond Anticipation Note of the Township issued in the aggregate principal amount of \$2,552,500 on August 28, 2019 and maturing on August 27, 2020 (the "Prior Note"), which Prior Note was originally issued to temporarily finance the costs of various general capital improvements in and for the Township (the remaining portion of such Prior Note is being paid by a 2020 budgetary appropriation of the Township in the amount of \$54,470); and

WHEREAS, the Township desires to issue the Note to the Sewer Operating Fund of the Township; and

WHEREAS, such Note shall bear interest at a rate of zero and zero hundredths percentum (0.00%) per annum and shall mature on February 25, 2021; and

WHEREAS, the Township seeks to authorize the issuance of the Note to the Sewer Operating Fund of the Township.

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY as follows:

Section 1. Pursuant to and in accordance with Bond Ordinance Number 16-27, Bond Ordinance Number 18-05, Bond Ordinance Number 18-18 and Bond Ordinance Number 18-20 duly adopted by the Township (collectively, the "General Improvement Bond Ordinances"), a General Improvement Bond Anticipation Note of the Township in an aggregate principal amount not to exceed \$2,498,030 (the "Note") shall be issued for the purpose of currently refunding a \$2,498,030 principal portion of a prior Bond Anticipation Note of the Township issued in the aggregate principal amount of \$2,552,500 on August 28, 2019 and maturing on August 27, 2020 (the "Prior Note"), which Prior Note was originally issued to temporarily finance the costs of various general capital improvements in and for the Township (the remaining portion of such Prior Note is being paid by a 2020 budgetary appropriation of the Township in the amount of \$54,470).

Section 2. The Note is authorized to be issued to the Sewer Operating Fund of the Township.

Section 3. The Note shall be dated August 26, 2020 and shall mature on February 25, 2021 and shall bear interest from its date, which interest shall be at a rate of zero and zero hundredths percentum (0.00%) per annum, and shall be in the form attached hereto as Exhibit A.

Section 4. The Note shall be subject to prepayment by the Township at any time prior to its stated date of maturity.

Section 5. The Note shall be executed by the Mayor and the Chief Financial Officer of the Township and the official seal shall be thereunto affixed and attested to by the Clerk of the Township. To the extent not otherwise determined by this resolution, it is hereby delegated to the Chief Financial Officer of the Township the authority to determine all matters in connection with the Note issued, and the signature of the Chief Financial Officer upon the Note shall be conclusive evidence as to all such determinations. The Chief Financial Officer is also hereby authorized to sell part or all of the Note from time to time at a public or private sale and to deliver it to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from its date to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Committee at the meeting next succeeding the date when any sale or delivery of the Note pursuant to this resolution is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the Note so sold, the price obtained and the name of the purchaser. The Chief Financial Officer is hereby authorized and directed to deliver any certificates necessary in connection with the issuance of the Note.

Section 6. This resolution shall take effect immediately.

AUTHORIZE REVOCABLE LICENSE AGREEMENT WITH 73 FLORENCE, LLC, BLOCK 4916, LOT 13; 215 OVERLOOK DRIVE

WHEREAS, 73 Florence, LLC, with property located at 215 Overlook Drive, Neptune Township, New Jersey, and more specifically identified as Block 4916, Lot 13 on the tax map of the Township of Neptune has requested a Revocable License Agreement be entered into between Neptune Township, and 73 Florence, LLC concerning certain encroachments upon a Municipal Right-of Way at Block 4916, Lot 13; and

WHEREAS, 73 Florence, LLC, is seeking a license to provide and to maintain a timber tie wall presently encroaching on the Municipal Right-of-Way, which the property owner intends to continue use of, subject to removal should the controlling authority have reasonable cause to believe that such an encroachment needs to be removed from the aforesaid Municipal Right-of-Way, and subject to a Revocable License Agreement; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Neptune hereby authorizes a Revocable License Agreement with 73 Florence, LLC, with property located at 215 Overlook Drive, Neptune Township, New Jersey, and more specifically identified as Block 4916, Lot 13, Neptune Township, New Jersey a true copy of such proposed Agreement is on file in the Office of the Municipal Clerk, subject to the conditions of the Agreement and prior review of the Township Engineer and approval of this Agreement as a major encroachment, with an annual payment to the Township of Neptune of \$300.00 per year, due upon execution and thereafter every January 2nd of each year, along with yearly proof of insurance, plus costs of recording of said Revocable License Agreement in the Clerk's Office of Monmouth County, paid to the Law Office of Gene J. Anthony, Esq., and subject to all other requirements in the aforesaid Revocable License Agreement.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to execute the Revocable License Agreement, and return to the Township Attorney for recording.

AUTHORIZE RENEWAL OF THE LIQUOR LICENSE HELD BY KRENKEL-LIQUORS, INC. T/A KRENKEL LIQUORS FOR THE 2020-2021 LICENSING YEAR

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Plenary Distribution Consumption License known as 1334-44-009-005 be renewed to Krenkel-Liquors, Inc. t/a Krenkel Liquors, located at 700 Highway 35 for the 2020-2021 licensing year under the following conditions (continued from the prior licensing period):

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

two businesses.

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

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

AUTHORIZE RENEWAL OF LIQUOR LICENSES FOR THE 2020-2021 LICENSING YEAR

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

WHEREAS, due to the on-going pandemic, the State of New Jersey extended the expiration date of the 2019-2020 licensing period from June 30, 2020 to September 30, 2020,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following Plenary Retail Consumption Licenses, Plenary Retail Distribution Licenses, and Club Licenses in the Township of Neptune be and are hereby renewed for the period July 1, 2020 to June 30, 2021:

PLENARY RETAIL CONSUMPTION LICENSES

<u>STATE NUMBER</u>	<u>NAME</u>	<u>ADDRESS</u>
1334-33-004-006	Ruby Tuesday, Inc.	Inactive
1334-33-007-004	Garden Bar Liquors t/a Sprengel's Sports Bar	2447 Route 33
1334-32-014-012	Saker Shop-Rites, Inc, t/a ShopRite Liquors and Wines of Neptune	2200 Route 66
1334-33-019-008	Brick House Acquisition NJ, LLC t/a Brick House Tavern & Tap	3655 Route 66
1334-33-026-007	Matrix/Jumping Brook, LLC t/a Jumping Brook Golf & Country Club	210 Jumping Brook Rd
1334-36-037-003	One NJ Neptune 230 Management, LLC t/a Residence Inn	230 Jumping Brook Rd

PLENARY RETAIL DISTRIBUTION LICENSES

<u>STATE NUMBER</u>	<u>NAME</u>	<u>ADDRESS</u>
1334-44-006-005	Jai Durga Ma, Inc. t/a Guy's Package Store	1417 Corlies Avenue
1334-44-015-003	Prit & Prisha, Inc. t/a Discount Liquor Warehouse	1611 Asbury Avenue

CLUB LICENSES

<u>STATE NUMBER</u>	<u>NAME</u>	<u>ADDRESS</u>
1334-31-029-003	Shark River Beach & Yacht Club, Inc.	360 S. Riverside Drive

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

AUTHORIZE DEVELOPER'S AGREEMENT WITH WSP NEPTUNE, LLC (F/K/A WASATCH STORAGE PARTNERS) BLOCK 816, LOT 5.02, 635 NEPTUNE BLVD.

WHEREAS, WSP Neptune, LLC (f/k/a Wasatch Storage Partners) is the Developer of property subject to a Final Major Site Plan Approval by the Neptune Township Planning Board seeking to make certain improvements at 635 Neptune Blvd., a/k/a Block 816, Lot 5.02 on the Tax Map of the Township of Neptune; and

WHEREAS, WSP Neptune, LLC, has agreed to enter into a Developer's Agreement with the Township of Neptune to guarantee the faithful performance of the obligations and representations associated with the application before the Planning Board of Neptune Township; and

WHEREAS, it is in the best interest of the citizens of the Township of Neptune to enter this Developer's Agreement with WSP Neptune, LLC, to ensure the proper compliance and guaranteed performance of items and improvements made on said parcel.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the Mayor and Clerk are hereby authorized to execute the aforesaid Developer's Agreement with WSP Neptune, LLC, a true copy of which is on file in the Office of the Municipal Clerk, for compliance with the Planning Board of Neptune Township's Resolutions #20-05, and representations upon submission and approval of all conditions arising from the aforesaid Resolution, and return the same to the Township Attorney for recording in the Clerk's office of Monmouth County; and,

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

AUTHORIZE THE PURCHASE OF A PORTABLE EMERGENCY SHELTER AND ACCESSORIES THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the OEM Director has recommended the purchase of a portable shelter for use during emergencies 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, WS Acquisition, LLC has been awarded New Jersey State Contract No. 17-FLEET-00737; and,

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

WHEREAS, the cost of the equipment shall not exceed \$50,127.55; and,

WHEREAS, funds for this purpose are available from Ordinance No. 20-13 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 portable shelter for use during emergencies through New Jersey Cooperative Purchasing Program Contract No. 17-FLEET-00737 be and is hereby authorized at an amount not to exceed \$50,127.55; and,

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

AUTHORIZE PURCHASE OF APPLIANCES FOR THE NEW PUBLIC WORKS/OEM BUILDING

WHEREAS, the Township Engineer solicited quotes for kitchen appliances for the new Public Works/OEM building; 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 Township Engineer and 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 Ordinances No. 15-38, 19-30, and 19-31, 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 kitchen appliances for the new Public Works/OEM building be and is hereby authorized through Johnson Equipment pursuant to their quote of \$33,350.36; and,

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

APPOINT SCHOOL CROSSING GUARDS FOR THE 2020-2021 SCHOOL YEAR

WHEREAS, there is a need for School Crossing Guards for the 2020-2021 school year; and,

WHEREAS, the Chief of Police and Human Resources Director have made their recommendation to rehire certain crossing guards that served during the 2019-2020 school year; and,

WHEREAS, funds for this purpose are available in the 2020 municipal budget in the appropriation entitled Police S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following be and they are hereby reappointed as School Crossing Guards for the 2020-2021 school year and to perform such other duties as prescribed by the Chief of Police, at an hourly rate established by prior Resolution of the Township Committee:

Thomas Blewitt, Sr.	William Bloxon	Jeffrey Brenan	Carmelo Gonzalez
Gail Hepburn-Bey	Tonya Hill	Josephine Hughes	Juanita Jones
Kathryn Kelly	Fred Kern	Rosalee Lane	Barbara McGuire
Everett Mitchell	Chester Moreski	Pam Moreski	Loren Moses
Amelia Okpanachi	Robert Perkins	Roseann Rode	Joseph SanFelice
Yolanda Taylor	Caroline Vandervort	Alfreda Wright	

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 Resource Director.

TERMINATE SPECIAL LAW ENFORCEMENT OFFICER – CLASS I

BE IT RESOLVED, by the Township Committee of the Township of Neptune that Syessence Davis, Special Law Enforcement Officer – Class I, be and is hereby terminated from employment with the Township of Neptune effective August 6, 2020; and,

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

TERMINATE EMERGENCY MEDICAL TECHNICIAN

BE IT RESOLVED, by the Township Committee of the Township of Neptune that Antero Tito Jackson, Emergency Medical Technician, be and is hereby terminated from employment with the Township of Neptune effective August 6, 2020; and,

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

AUTHORIZE THE LEASE OF NEOPOST MAIL SYSTEM AND EQUIPMENT THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Purchasing Agent recommends to a sixty month lease of a Neopost IN-750 Mail System and Equipment utilizing pricing through 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, Quadient, Inc. has been awarded New Jersey State Contract No. 41267 for this equipment; and,

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

WHEREAS, the amount of this lease is \$369.22 per month for a period of sixty (60) months for a total of \$22,153.20; and,

WWHEREAS, funds for this purpose are available in the 2020 municipal budget in the appropriation entitled Financial Administration O.E. 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 lease of a Neopost IN-750 Mail System and Equipment through New Jersey Cooperative Purchasing Program Contract No. 41267 be and is hereby authorized at an amount not to exceed \$22,153.20; and,

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

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

AUTHORIZE CHANGE ORDER #1 IN CONNECTION WITH CONSTRUCTION OF THE PUBLIC WORKS/OEM FACILITY

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

WHEREAS, on January 27, 2020, the Township Committee adopted Resolution #20-97 which awarded a bid to Kappa Construction Company in the amount of \$3,997,000.00 in connection with the construction of the Public Works/OEM facility; and,

WHEREAS, a change to the contract has been experienced as a result of the need for 93 additional phone/data outlets and 39 additional electrical outlets; and,

WHEREAS, this change has been approved by the Township Engineer; and,

WHEREAS, funds for this purpose will be provided in Ordinances No. 15-38, 19-30, and 19-31 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 Change Order #1 in the contract with Kappa Construction Company in connection with the construction of the Public Works/OEM facility resulting in a net increase of \$163,010.50 revising the total contract amount to \$4,160,010.50; and,

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

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

APPOINT MEMBERS TO THE POLICE COMMITTEE - TABLED

Dr. Brantley offered a motion, seconded by Mr. Williams, to table a resolution to "Appoint members to the Police Committee". All were in favor.

AWARD BID FOR NORTH RIVERSIDE DRIVE IMPROVEMENTS

Mr. McMillan offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

WHEREAS, on July 30, 2020, the Township Engineering Consultant received bids for the award of a contract for North Riverside Drive Improvements; and,

WHEREAS, said bids were reviewed by the Township Engineer and Township Attorney who have recommended that the bid be awarded to the lowest bid submitted by Fernandes Construction, Inc.; 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. 18-19, as amended by

Ordinance No. 19-10, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to Fernandes Construction, Inc. on their lowest responsible of \$365,200.20 (which includes the base bid of \$357,700.20 and bid addition item #1 of \$7,500.00) for the North Riverside Drive Improvements; and,

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

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

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

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

WHEREAS, 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 Public Works Director have made their recommendation to hire a current part-time seasonal employee; and,

WHEREAS, funds will be provided in the 2020 municipal budget, in the appropriation entitled Solid Waste 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 an offer of employment be and is hereby extended to Alexis Linares for the position of Class A 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 August 17, 2020, at an annual salary of \$32,200.00; 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.

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

AUTHORIZE THE PAYMENT OF BILLS

Mr. McMillan offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

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

CURRENT FUND	4,574,979.65
GRANT FUND	206,725.53
TRUST FUND	58,864.08
GENERAL CAPITAL FUND	431,076.93
SEWER OPERATING FUND	224,093.16
SEWER CAPITAL FUND	132,571.47
MARINA OPERATING FUND	19,603.49
DOG TRUST	1,060.20
LIBRARY TRUST	1,209.96

BILL LIST TOTAL

\$5,650,184.47

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

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

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

The Mayor announced that public may address any concern relating to the Township by submitting questions via text to 908-415-3680.

Nancy Clarke, stated that she wants to confirm that everyone received the petition submitted in favor of extended Mr. Gadaleta's contract. The Committee indicated that it was received. She asked for the criteria for selecting citizen members of the Police Committee. Mr. Gadaleta responded that the ordinance has been tabled. She asked Mr. Gadaleta to continue providing an Administrator's Report at meetings.

Joan Venezia, stated that she wants to be on the record as disappointed with the appearance of the North End. There should be no work until CAFRA gives approval. The fence needs repair and the portable toilet should be removed. Mr. Gadaleta stated that he is in contact with the Developers.

Barbara Burns stated that the police ordinance should mandate a five member Police Committee for transparency.

Dianna Harris, asked if local sub-contractors were hired in the Schoolhouse Square project. Mr. Gadaleta replied that the Developer was given a list of list of local sub-contractors. He will follow up.

Joyce Klein, objects to a Township Committee meeting on September 28th because it is Yom Kippur. Mr. Gadaleta replied that the Committee is looking for a new meeting date. Ms. Klein stated that the language in the new Police Committee ordinance is confusing. She asked for the intent of the Committee for appointment of citizen members to the Police Committee. Mr. Gadaleta stated that the ordinance was tabled. She asked about the possibility of visual public participation at meetings. Mr. Gadaleta responded that the Township IT Department is working on something for the near future.

Richard Williams asked if reports of the Police Committee to the Township Committee will be public. Mr. Gadaleta responded that the ordinance was tabled so we cannot answer because changes to the ordinance may occur.

Ms. Rizzo offered a motion, seconded by Mr. Williams, to adjourn. All were in favor.

Richard J. Cuttrel,
Municipal Clerk