

**TOWNSHIP COMMITTEE WORKSHOP MEETING – MARCH 9, 2020 – 6:00 P.M.**

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

ROLL CALL

PRESENT/ABSENT

Dr. Michael Brantley  
Kevin B. McMillan  
Carol Rizzo  
Nicholas Williams  
Robert Lane, Jr.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Mayor Lane 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 3, 2020, 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. Review Committee calendars.

Res. # 20-133 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

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

Vote: Brantley, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Lane, \_\_\_\_\_.

RESOLUTION #20-133 – 3/9/20

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 – Review personnel matter

Personnel – Appointments to Housing Authority and the Environmental/Shade Tree Commission

Personnel – Step 3 grievance

Personnel – Business Administrator contract

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.

**TOWNSHIP COMMITTEE MEETING – MARCH 9, 2020 – 7:00 P.M.**

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

ROLL CALL

PRESENT/ABSENT

Dr. Michael Brantley  
Kevin B. McMillan  
Carol Rizzo  
Nicholas Williams  
Robert Lane, Jr.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Also present at the dais: Gene Anthony, Township Attorney; Vito D. Gadaleta, Business Administrator; 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 Lane 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 3, 2020 posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at [www.neptunetownship.org](http://www.neptunetownship.org).

**APPROVAL OF MINUTES** – Motion offered by \_\_\_\_\_, seconded by \_\_\_\_\_, to approve the minutes of the meeting held on February 24, 2020.

**COMMENTS FROM THE DAIS** - Comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

**REPORT OF THE BUSINESS ADMINISTRATOR** - Comments from the Business Administrator on capital projects and matters of public interest.

**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. 20-05** – An ordinance authorizing transfer and acceptance of title to Block 611, Lot 38; 1718 West Lake Avenue, Neptune Township to the Township of Neptune - Final Reading

*Explanatory Statement: This ordinance authorizes the purchase of 1618 West Lake Avenue (located in the West Lake Avenue Redevelopment Zone) by the Township for \$340,000.00.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Lane, \_\_\_\_\_.

**ORDINANCE NO. 20-06** – 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 Ocean Pathway - Final Reading

*Explanatory Statement: This ordinance authorizes the installation of a resident only handicapped zone in front of 2 Ocean Pathway.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Lane, \_\_\_\_\_.

**ORDINANCE NO. 20-07** – An ordinance authorizing Deed of Dedication and Perpetual Access Agreement for Township owned property located at 820 Maple Avenue. - Final Reading

*Explanatory Statement: This ordinance authorizes a deed restriction on Township owned property at 820 Maple Avenue for perpetual public access and placement of the property on the Township's recreation and open space inventory.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Lane, \_\_\_\_\_.

**ORDINANCE NO. 20-08** – An ordinance to amend Ordinance No. 19-20 which authorized acceptance of a Deed of Dedication with regard to landlocked parcel located at Block 2001, Lot 6, Neptune Township, to include Lot 7 - First Reading

*Explanatory Statement: This ordinance amends Ordinance No. 19-20 which authorized the acceptance of a donation of property located at Block 2001, Lot 6, to also include Lot 7. The property is adjacent to Route 18 within the Garden State Hi Tech Redevelopment Zone.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Lane, \_\_\_\_\_.

The Public Hearing on Ordinance No. 20-08 will be held on Monday, March 23<sup>rd</sup>.

### **CONSENT AGENDA**

Res. #20-134 – Establish fee for before/after care in conjunction with the Summer Recreation Program.

Res. #20-135 – Authorize the temporary closure of a portion of Ocean Avenue in connection with the Run-a-Palooza 5km run.

Res. #20-136 – Accept a FY19 Emergency Management Assistance/Emergency Management Performance Grant from the NJ Department of Law & Public Safety.

Res. #20-137 – Accept a performance guarantee and release a Letter of Credit posted by BSD Homes, LLC for site improvements at the 7-Eleven at 311 State Highway 35.

Res. #20-138 – Accept a performance guarantee and release cash performance guarantee posted by BSD Homes, LLC for a road opening in connection with site improvements at the 7-Eleven at 311 State Highway 35.

Res. #20-139 – Authorize the Township of Neptune and the Neptune Joint Veterans Association to co-sponsor a Memorial Day Parade.

Res. #19-140 – Authorize Ocean Grove Camp Meeting Association's annual Independence Day Parade.

Res. #20-141 – Authorize temporary no parking and street closure in connection with Ocean Grove summer events.

**CONSENT AGENDA** Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Lane, \_\_\_\_\_.

Res. #20-142 – Authorize Change Order #1 in connection with the 11<sup>th</sup> Avenue sewer rehabilitation project.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Lane, \_\_\_\_\_.

Res. #20-143 – Authorize the payment of bills.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Lane, \_\_\_\_\_.

**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. 20-05

AN ORDINANCE AUTHORIZING TRANSFER AND ACCEPTANCE OF TITLE TO BLOCK 611, LOT 38; 1718 WEST LAKE AVENUE, NEPTUNE TOWNSHIP TO THE TOWNSHIP OF NEPTUNE

WHEREAS, by Resolution of Authorization approved by the Township Committee on February 10, 2020, the Township of Neptune was authorized to enter into a Contract of Sale with Mt. Carmel Baptist Church for the purchase of property located at 1718 West Lake Avenue (Block 611, Lot 38) in the Township of Neptune, in consideration for \$340,000.00, with the intent of redeveloping the aforesaid property along with other properties in the West Lake Area; and

WHEREAS, it was the intent of the Resolution of February 10, 2020, that the parties enter into the aforesaid Contract of Sale, subject the procurement of an appropriate Title Search and Title Policy providing for the transfer of clear title, the procurement of a survey of the subject property and the inspection of the property to the satisfaction of the Township, and a determination by the Township through all means available that clear title can be transferred without disabling encumbrances.

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Neptune, County of Monmouth and the State of New Jersey that pursuant to State Statute allowing municipalities to accept and purchase property, the Township hereby authorizes the transfer and acceptance of the Deed to 1718 West Lake Avenue (Block 611, Lot 38), Neptune Township, New Jersey, subject to a determination through a Title Search and Title Policy of clear title, no disabling encumbrances as a result of a survey obtained of the property and inspections of the property, that clear and unencumbered property and title can be transferred to the Township of Neptune, as set forth above.

BE IT FURTHER ORDAINED, that the Township Attorney is hereby authorized to prepare or review a Deed of Transfer on behalf of the Township, obtain its execution and record the same in the Clerk's Office of Monmouth County, and that the Mayor and Clerk are hereby authorized to execute the Contract of Sale and/or all other necessary documents of transfer, subject to all conditions and contingencies aforesaid.

BE IT FURTHER ORDAINED, that this Ordinance shall become effective immediately upon its final passage and publication as required by law.

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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Richard J. Cuttrell,  
Municipal Clerk

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Robert Lane, Jr.  
Mayor

ORDINANCE NO. 20-06

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 OCEAN PATHWAY

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

SECTION 1

Volume I, Chapter VII, Section 7-21.7 – Resident Handicapped On-Street Parking, is hereby amended by adding the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Ocean Pathway	1	South side of Ocean Pathway (eastbound) beginning 30 feet west of the southwest intersection of Ocean Pathway and Ocean Avenue

SECTION 2

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

\_\_\_\_\_  
Richard J. Cuttrell,  
Municipal Clerk

\_\_\_\_\_  
Robert Lane, Jr.,  
Mayor

ORDINANCE NO. 02-07

AN ORDINANCE AUTHORIZING DEED OF DEDICATION AND PERPETUAL PUBLIC ACCESS EASEMENT FOR TOWNSHIP OWNED PROPERTY LOCATED AT 820 MAPLE AVENUE

WHEREAS, the Township of Neptune owns property commonly known as property on 820 Maple Avenue, Neptune Township, New Jersey 07753, a/k/a Block 3001, Lot 32 (f/k/a Block 332, Lot 42) on the Tax Map of the Township Neptune, which in order to obtain Grant monies requires a Deed Restriction with the State of New Jersey, which requires the subject property which is a "waterfront" to have public access; and,

WHEREAS, it is desirous of the governing body of Neptune Township to deed restrict the subject property for public access, place the subject property on the recreation and open space inventory, or (ROSI) and to obtain necessary public Grant money,

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the governing body hereby authorizes the Deed of Dedication and Perpetual Public Access Easement to the State of New Jersey for property owned by the Township at 820 Maple Avenue a/k/a Block 3001, Lot 32 (f/k/a Block 332, Lot 42) on the Tax map of the Township of Neptune, a true copy of the Deed of Dedication and Perpetual Public Access Easement is attached hereto and made a part hereof as Exhibit A with Addendum's A & B, identifying the aforesaid property; and,

BE IT FURTHER ORDAINED, that the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey hereby authorizes the Township Attorney to process the aforesaid Deed of Dedication and Perpetual Public Access Easement and for the Mayor and Clerk to execute that Agreement and to record the same in Clerk's Office of Monmouth County; and,

BE IT FURTHER ORDAINED, that the Ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

\_\_\_\_\_  
Richard J. Cuttrell,  
Municipal Clerk

\_\_\_\_\_  
Robert Lane, Jr.,  
Mayor



MAP

OF

# ASBURY PARK GARDENS

NEPTUNE TWE. MONMOUTH CO.  
NEW JERSEY

PROPERTY OF

SECURITIES DEVELOPMENT CORPORATION  
225-5TH AVE., NEW YORK

SCALE OF FEET



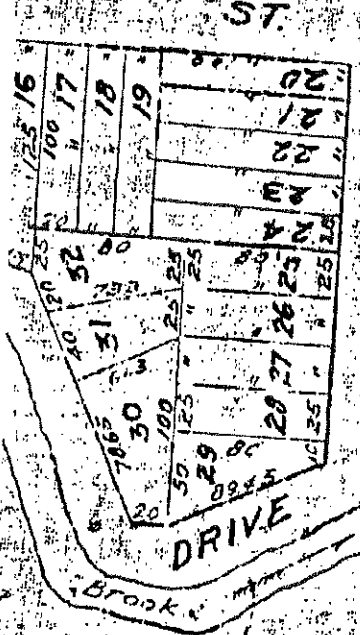
*Case 33-2  
F. 8-25-1909*

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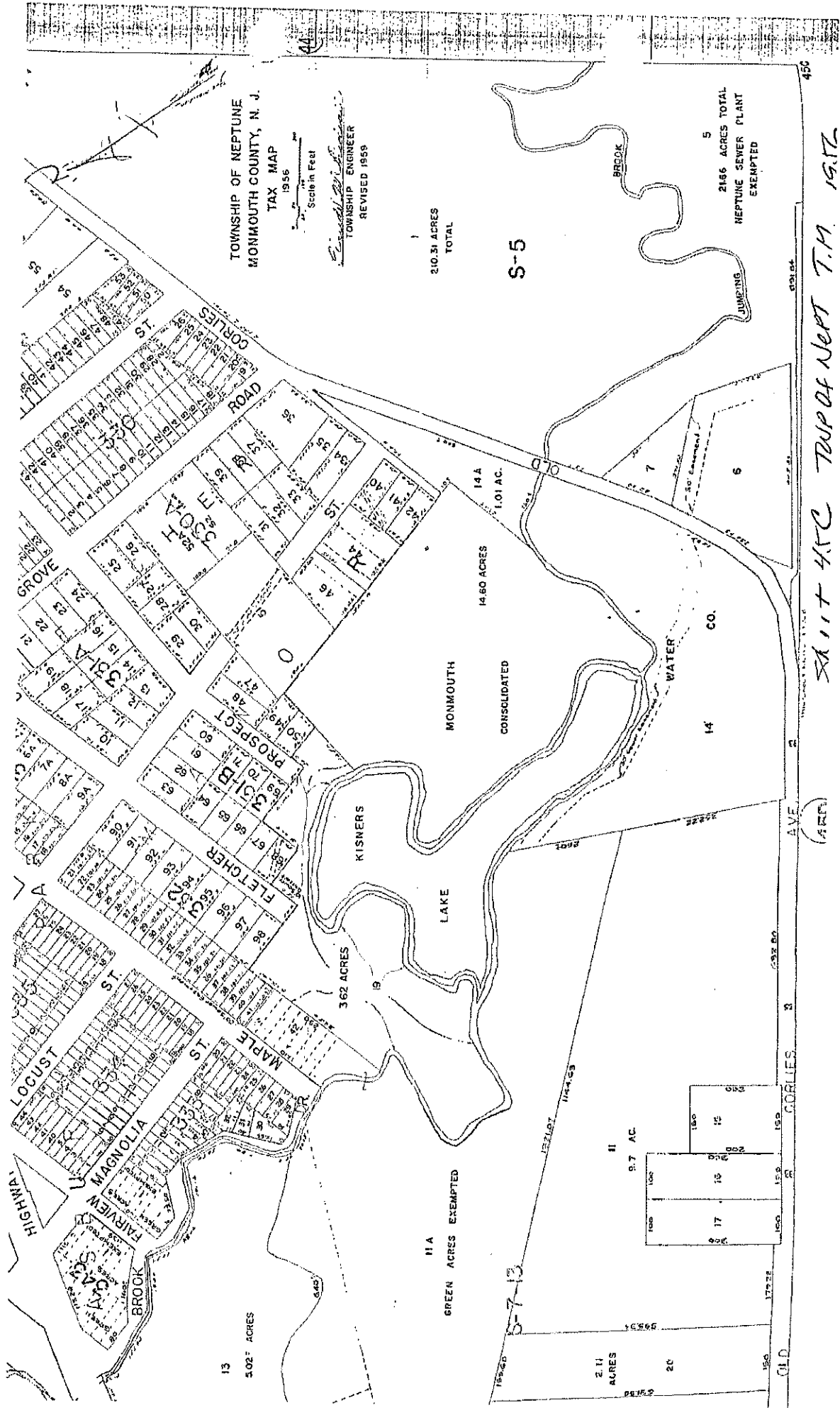


MAPLE

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37	101.80
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TOWNSHIP OF NEPTUNE  
MONMOUTH COUNTY, N. J.

TAX MAP  
1956

Scale in Feet

TOWNSHIP ENGINEER  
REVISED 1959

210.31 ACRES  
TOTAL

S-5

2166 ACRES TOTAL  
NEPTUNE SEWER PLANT  
EXEMPTED

13 502 ACRES  
14 CO. WATER  
14 A 14.80 ACRES  
14 A 1.01 AC.  
19 362 ACRES  
20 2.11 ACRES  
21 9.7 AC.  
22 17  
23 15  
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KISMERS LAKE  
MONMOUTH CONSOLIDATED  
BROOK  
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(ACC)

SAINT HSC TROUP OF NEPT T.M. 1917

ORDINANCE NO. 20-08

AN ORDINANCE TO AMEND ORDINANCE NO. 19-20 WHICH AUTHORIZED ACCEPTANCE OF A DEED OF DEDICATION WITH REGARD TO LANDLOCKED PARCEL LOCATED AT BLOCK 2001, LOT 6, NEPTUNE TOWNSHIP, TO INCLUDE LOT 7

WHEREAS, the present owners of property located at Block 2001, Lots 6, Neptune, New Jersey (landlocked), on Ocean Avenue, Neptune Township, New Jersey, the Estate of Isaac Schmelkin; the Estate of Benjamin Schmelkin and Elaine Schmelkin, offered to dedicate the aforesaid property to Neptune Township, and an Ordinance accepting said property was adopted on August 12, 2019; and

WHEREAS, it was later discovered that the aforesaid property also included Block 2001, Lot 7; and

WHEREAS, it would be in the best interest of the Township of Neptune to receive this property as a dedication,

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Township Committee hereby amends Ordinance No. 19-20, adopted on August 12, 2019, to add Lot 7 to the parcel being accepted with the Deed of Dedication listing Block 2001, Lots 6 & 7, located on Ocean Avenue in the Township of Neptune.

BE IT FURTHER ORDAINED, that this Ordinance shall become effective immediately upon its final passage and publication as required by law.

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

\_\_\_\_\_  
Richard J. Cuttrel,  
Municipal Clerk

\_\_\_\_\_  
Robert Lane, Jr.,  
Mayor

RESOLUTION #20-134 - 3/9/20

ESTABLISH FEE FOR BEFORE/AFTER CARE IN CONJUNCTION  
WITH THE SUMMER RECREATION PROGRAM

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following fee schedule is hereby adopted for before and after care in conjunction with 2020 Summer Recreation Program:

Before care: 8am to 9am - \$100  
After care: 3pm to 5pm - \$200

Both before and after care - \$300

There will be no partial dates of weekly plans. The fee covers all 28 days that the Program is in progress. A minimum of ten (10) registrations are necessary to implement before and after care

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

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-135 – 3/9/20

AUTHORIZE TEMPORARY CLOSURE OF A PORTION OF OCEAN AVENUE  
IN CONNECTION WITH THE RUNAPALOOZA 5KM RUN

WHEREAS, the Jersey Shore Running Club has scheduled its annual RunAPalooza 5km run on Saturday, April 4, 2020; and,

WHEREAS, due to the reconstruction of the boardwalk at the south end of Ocean Grove, the course will exit the boardwalk and use a portion of Ocean Avenue necessitating the temporary closure of a portion of Ocean Avenue; and,

WHEREAS, the Police Department has reviewed and approved this closure,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates the temporary closure and posting of temporary no parking on northbound Ocean Avenue between Broadway and Main Avenue on April 4, 2020 from 8:00 A.M. to 11:00 A.M. for RunAPalooza; and,

BE IT FURTHER RESOLVED, that the Department of Public Works is hereby directed to place barricades at Broadway and Central Avenue and Broadway and Ocean Avenue in advance of the race; and,

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

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



Richard J. Cuttrell, Municipal Clerk



RESOLUTION #20-136 - 3/9/20

ACCEPT A FY19 EMERGENCY MANAGEMENT ASSISTANCE/EMERGENCY MANAGEMENT PERFORMANCE GRANT FROM THE NJ DEPARTMENT OF LAW & PUBLIC SAFETY

WHEREAS, the Township received notification from the New Jersey Department of Law & Public Safety of a FY19 Emergency Management Performance Grant/EMAA sub-award; and,

WHEREAS, the FY19 Emergency Management Performance Grant/EMAA, sub-award #FY19-EMPG-EMAA-1335, CFDA#: 97.042 is for the performance period from July 1, 2019 to June 30, 2020; and,

WHEREAS, the sub-grant consists of a \$10,000.00 Federal Award for the purpose of enhancing Neptune Township's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies;

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune does hereby accept the FY19 Emergency Management Performance Grant/EMAA sub-award; and,

BE IT FURTHER RESOLVED, that the Township of Neptune is accepting the specific grant of funds for Emergency Management purposes as described in the application; and,

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

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-137 – 3/9/20

ACCEPT PERFORMANCE GUARANTEE AND RELEASE OF LETTER OF CREDIT POSTED  
BY BSD HOMES, LLC FOR SITE IMPROVEMENTS AT THE 7-ELEVEN AT  
311 NJ STATE HIGHWAY 35

WHEREAS, BSD Homes, LLC received Major Site Plan Approval by the Neptune Township Planning Board for the construction of a 7-Eleven at 311 NJ State Highway 35 a/k/a Block 907, Lot 13; and

WHEREAS, BSD Homes, LLC, agreed to enter into a Developer's Agreement with the Township of Neptune and posted Irrevocable Standby Letter of Credit No. 20008996 in the amount of \$54,769.50 to guarantee the site plan improvements; and,

WHEREAS, BSD Homes, LLC has posted a Performance Bond CT024916 written by First Indemnity of America Insurance Company in the amount of \$54,769.50 and has requested that this serve as the performance guarantee so that the aforesaid Letter of Credit can be released,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the performance bond submitted by BSD Homes, LLC in the amount of \$54,769.50 for site improvements 7-Eleven at 311 NJ State Highway 35 a/k/a Block 907, Lot 13 be and is hereby accepted; and,

BE IT FURTHER RESOLVED, that Irrevocable Standby Letter of Credit No. 20008996 in the amount of \$54,769.50 posted on July 11, 2019 for the same purpose as described above be and is hereby authorized for release; and,

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

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



**Richard J. Cuttrel, Municipal Clerk**

RESOLUTION #20-138 – 3/9/20

ACCEPT PERFORMANCE GUARANTEE AND RELEASE CASH PERFORMANCE  
GUARANTEE POSTED BY BSD HOMES, LLC FOR A ROAD OPENING IN CONNECTION  
WITH SITE IMPROVEMENTS AT THE 7-ELEVEN AT 311 NJ STATE HIGHWAY 35

WHEREAS, BSD Homes, LLC received Major Site Plan Approval by the Neptune Township Planning Board for the construction of a 7-Eleven at 311 NJ State Highway 35 a/k/a Block 907, Lot 13; and

WHEREAS, BSD Homes, LLC, posted \$4,000.00 in cash to serve as a performance guarantee with the Township of Neptune to guarantee the restoration of a road opening in connection with the site plan improvements; and,

WHEREAS, BSD Homes, LLC has posted a Permit Bond CT024924 written by First Indemnity of America Insurance Company in the amount of \$4,000.00 and has requested that this serve as the performance guarantee so that the cash guarantee can be released,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the performance bond submitted by BSD Homes, LLC in the amount of \$4,000.00 for a road opening in connection site improvements 7-Eleven at 311 NJ State Highway 35 a/k/a Block 907, Lot 13 be and is hereby accepted; and,

BE IT FURTHER RESOLVED, that the cash performance escrow in the amount of \$4,000.00 posted on December 31, 2019 for the same purpose as described above be and is hereby authorized for release; and,

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

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-139 - 3/9/20

AUTHORIZE THE TOWNSHIP OF NEPTUNE AND THE NEPTUNE JOINT VETERANS ASSOCIATION TO CO-SPONSOR A MEMORIAL DAY PARADE

WHEREAS, the Township Committee desires to continue the tradition of co-sponsoring a Memorial Day parade with the Neptune Joint Veterans Association to honor those who gave the ultimate sacrifice in defense of our Nation,

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

1. Permission is hereby granted to conduct the annual Memorial Day Parade on Monday, May 25, 2020.
2. Temporary no parking will be designated the north side of Surf Avenue between Central Avenue and Ocean Avenue from 8:00 A.M. to 1:00 P.M. on May 25, 2020.
3. A contribution in the amount of \$1,500.00 toward expenses incurred in connection with the parade is hereby authorized and funds for this purpose will be available in the 2020 municipal budget in the appropriation entitled Celebration of Public Events and the Chief Financial Officer has so certified in writing.

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

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-141 - 3/9/20

AUTHORIZE TEMPORARY NO PARKING AND STREET CLOSURE  
IN CONNECTION WITH OCEAN GROVE SUMMER EVENTS

WHEREAS, the Ocean Grove Camp Meeting Association has two community events scheduled this Summer in the vicinity of the Auditorium that require temporary no parking restrictions and a street closure for pedestrian safety; and,

WHEREAS, the Police Department has reviewed and approved this action,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the temporary closure and posting of temporary no parking on the following street at the date and time indicated:

July 4, 2020 – 7:00 a.m. to 5:00 p.m.  
Pilgrim Pathway between Bath Avenue and McClintock Street

BE IT FURTHER RESOLVED, the Township Committee of the Township of Neptune hereby authorizes the posting of temporary no parking on the following street at the date and time indicated:

August 15, 2020 – 7:00 a.m. to 5:00 p.m.  
West side of Central Avenue between eastbound Ocean Pathway and westbound Ocean Pathway

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief of Police, Lt. Zarro, Director of Public Works, Fire Inspector, and Ocean Grove Camp Meeting Association.

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



Richard J. Cuttrell, Municipal Clerk

AUTHORIZE OCEAN GROVE CAMP MEETING ASSOCIATION'S  
ANNUAL INDEPENDENCE DAY PARADE

WHEREAS, the Ocean Grove Camp Meeting Association coordinates and sponsors an annual Independence Day Parade through the streets of the Ocean Grove Historic District that attracts thousands of residents and visitors each year; and,

WHEREAS, the Township participates in the parade as well as providing traffic support and a contribution toward parade expenses,

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

1. Permission is hereby granted for Ocean Grove Camp Meeting Association to hold their annual Independence Day Parade on Saturday, July 4, 2020.

2. Temporary no parking will be designated from 7:00 A.M. to 1:00 P.M. on July 4, 2020 on the following streets:

Both sides of Whitefield Avenue from Stockton Avenue to Main Avenue  
Both sides of westbound Ocean Pathway from Central Avenue to Ocean Avenue  
West side of Central Avenue from westbound Ocean Pathway to McClintock Street

3. A contribution in the amount of \$1,000.00 toward expenses incurred in connection with the parade is hereby authorized and funds for this purpose will be available in the 2020 municipal budget in the appropriation entitled Celebration of Public Events and the Chief Financial Officer has so certified in writing.

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

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



Richard J. Cuttrell, Municipal Clerk

AUTHORIZE CHANGE ORDER #1 IN CONNECTION WITH THE  
11<sup>TH</sup> AVENUE SEWER REHABILITATION PROJECT

WHEREAS, on March 25, 2019, a contract was awarded to Lucas Construction Group in the amount of \$1,829,800.00 in connection with the 11<sup>th</sup> Avenue sewer rehabilitation project; and,

WHEREAS, changes to the contract have been experienced as a result of additions and deletions of contract quantities and supplemental items required due to conflicts discovered during the execution of test pits, the installation of the sanitary main and laterals, and unforeseen conditions during construction; and,

WHEREAS, these changes have been approved by the Township Engineer; and,

WHEREAS, funds for this purpose are available through any remaining balances in Ordinances No. 17-19, 16-28 and 09-21, plus Ordinance No. 19-32, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Mayor and Clerk be and are hereby authorized to execute Change Order #1 in the contract with Lucas Construction Group in connection with the 11<sup>th</sup> Avenue sewer rehabilitation project resulting in a net increase of \$206,151.26 revising the total contract amount to \$2,035,951.26; 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.

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-143 – 3/9/20

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	721,497.08
GRANT FUND	14,927.00
TRUST FUND	38,655.44
GENERAL CAPITAL FUND	28,106.27
SEWER OPERATING FUND	16,231.98
MARINA OPERATING FUND	1,694.00
LIBRARY TRUST	120.00
BILL LIST TOTAL	\$821,231.77

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

**CERTIFICATION**  
**HEREBY CERTIFY THE ABOVE TO BE A TRUE**  
**COPY OF A RESOLUTION ADOPTED BY THE**  
**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**NEPTUNE ON MARCH 9, 2020**



**Richard J. Cuttrell, Municipal Clerk**